

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39554 of 2016

Arising Out of PS.Case No. -266 Year- 2016 Thana -FORBESGANJ District- ARRARIA

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Tuntun Roy, son of Indranand Roy, resident of Village- Bhatiganj, Ward
no 7, P.S- Hat Khola (Birat Nagar) Dist-Morang (Nepal)

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Sharma

For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 29-11-2016 Heard Sri Sanjay Kumar Sharma, learned counsel
for the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody in Forbesganj
P.S. Case No.266/2016, corresponding to Special Case
No.21/2016, registered for the offence under Sections 20,22,24, 25
of the N.D.P.S.Act, has prayed for grant of bail.

It was submitted by learned counsel for the
petitioner that nothing was recovered from the conscious
possession of the petitioner. He submits that he was moving on a
motorcycle, which does not belong to the petitioner.

However, on perusal of the F.I.R. it is evident that
two motorcycles were intercepted by the S.S.B. Force; one was
being driven by the petitioner and from the motorcycle of the



petitioner, 5 Kg of Ganja was recovered and from another motorcycle about 2 Kg of Charas was recovered. At the time of seizure itself, through Narcotics Checking Kit, seized articles, which were examined, were proved to be Ganja and Charas.

Keeping in view the seriousness of accusation, I do not find any ground to extend the privilege of bail. The petition stands dismissed.

(Rakesh Kumar, J)

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