

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 35148 of 2016

Arising Out of PS.Case No. -431 Year- 2016 Thana -SAHARSA District- SAHARSA

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Md. Samsad @ Md. Samshad S/o Late Md. Abdul Hamid resident of
Mohalla- Machali Bazar, D.B.Road, Saharsa, P.S.-Saharsa, District-
Saharsa

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Krishna Pd. Singh, Sr.Adv.
Mr. Mithilesh Kumar Singh

For the Opposite Party/s : Mr. Indra Kumar Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 24-11-2016 Heard Sri Krishna Prasad Singh, learned senior
counsel, who was assisted by Sri Mithilesh Kumar Singh, learned
counsel for the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
21-05-2016, has prayed for grant of bail in Saharsa P.S. Case No.
431 of 2016, corresponding to Special Case No. 4 of 2016
registered for offence under Sections 20 and 22 of the Narcotic
Drugs & Psychotropic Substances Act, 1985 (in short 'NDPS
Act').

It was submitted by learned counsel for the petitioner
that recovery of *Ganja* was not in the category of commercial
quantity, since it was only about 10 Kg. and as such, the petitioner

may be extended the privilege of bail.

However, on perusal of paragraph – 3 of the petition, it is evident that petitioner is accused in other two cases also relating to offences under the NDPS Act.

Accordingly, there is no reason to grant bail.

Dismissed.

(Rakesh Kumar, J.)

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