

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 44255 of 2016

Arising Out of PS.Case No. -42 Year- 2016 Thana -KORANSARAI District- BUXAR

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Dharmdeo Singh son of Srinivash Singh Resident of Village + P.O.
Dullahpur P.S. Simari, Dist- Buxar

.... Petitioner/s

Versus

1. The State of Bihar
2. The Union of India through Narcotic Officer New Delhi

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Nath Sinha
For the Opposite Party/s : Mr. Aditya Narayan Singh 1
Mr. Ravindra Kr. Sharma, CGC

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 15-12-2016 Heard Sri Rajendra Nath Sinha, learned counsel for
the petitioner, Sri Aditya Narain Singh, learned Addl. Public
Prosecutor as well as Sri Ravindra Kumar Sharma, learned Central
Govt. Counsel.

The sole petitioner, who is in custody in Koransharai
P.S. Case No. 42 of 2016 registered for offence under Sections
420, 414, 467, 468, 120(B) of the Indian Penal Code and Sections
20(B) (ii) (C)/22/27(A)/29 of the Narcotic Drugs & Psychotropic
Substances Act, 1985 (for short 'NDPS Act'), has prayed for grant
of bail.

It was submitted by learned counsel for the petitioner
that petitioner was an employee of a transporter and on whose



instruction, he was moving on a *Hyundai Verna* Car with driver. He was not aware regarding carrying of *Ganja* in the said vehicle, however; after interception, about 148 Kg. of *Ganja* was recovered from the vehicle. According to learned counsel for the petitioner, the petitioner is innocent, whereas, learned Addl. Public Prosecutor as well as learned Central Govt. Counsel opposing the prayer submit that besides other Sections, it is a case under Section 27(A) of the NDPS Act and in the case, there is recovery of about 148 Kg. of *Ganja* from a vehicle, on which, petitioner was found travelling.

In view of nature of accusation as well as restriction imposed under Section 37 of the NDPS Act, it would be difficult for this Court to pass any favourable order.

The petition stands dismissed.

(Rakesh Kumar, J.)

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