

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36362 of 2016

Arising Out of PS.Case No. -30 Year- 2013 Thana -GOVERNMENT OFFICIAL COMP. District-
EASTCHAMPARAN(MOTIHARI)

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Bibhav Kumar Mishra, Son of Madan Mishra, Resident of Village – Chapra
Bahas, P.S. – Sugauli, District – East Champaran.

.... Petitioner

Versus

The Union of India

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Rajesh Kumar, Advocate.

For the Opposite Party : Mr. Satyadarshi Sanjay (Addl. Solicitor
General).

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 07-12-2016 Heard both sides.

The petitioner apprehends his arrest in N.D.P.S. Case
No. 30 of 2013, arising out of Spl. Case No. 18/12-13, registered
for the offences punishable under Sections 20, 23 and 29 of the
Narcotic Drugs and Psychotropic Substances Act.

One Tata Magic vehicle Registration No. BRO5P-6873
was intercepted from which 65 Kg. of the Ganja was recovered.
The petitioner is owner of the vehicle and the petitioner had taken
plea that he sold the vehicle to one Kuraish Kumar Tiwary on
18.12.2012 much prior to the date of recovery of the vehicle but
Kuraish Kumar Tiwary denied the fact that he purchased the
vehicle from the petitioner and on consideration of the facts
aforesaid the anticipatory bail petition of the petitioner was earlier



rejected vide order dated 10.11.2015 passed in Cr. Misc. No. 39622 of 2015.

The petitioner again filed this anticipatory bail petition on the ground that the investigating officer again filed supplementary report in the complaint petition after closure of the investigation on the same complaint. The closure report of the complaint has not been filed.

Considering the facts aforesaid, I do not find any new ground to reconsider the anticipatory bail petition of the petitioner. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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