

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 40433 of 2016

Arising Out of PS.Case No. -34 Year- 2016 Thana -TARABARI District- ARRARIA

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Suresh Choudhary S/o Late Ramchandra Choudhary Resident of Rambagh,
P.S.-Sadar, District-Purnia

.... 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. Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 01-12-2016 Heard Sri Sanjay Kumar Sharma, learned counsel for
the petitioner and Sri Madan Kumar, learned Addl. Public
Prosecutor.

The sole petitioner, who is in custody since
10-05-2016 in Tarabari P.S. Case No. 34 of 2016, corresponding
to Special Case No. 17 of 2016, registered for offence under
Sections 20, 22, 23 and 24 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 simply a passenger on a Scorpio, from which,
allegedly 30 Kg. of *Ganja* was recovered.

However, after going through the material on record,



the Court is of the opinion that considering the restriction under Section 37 of the NDPS Act, it would be difficult to extend the privilege of bail.

The petition stands dismissed.

(Rakesh Kumar, J.)

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