

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 37302 of 2016

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

Pravin Kumar Mandal @ Pravin Kr. Mandal @ Pravin son of Kamlu Mandal resident of Village- Kuari, Police Station- Kuari (Kursakanta), District- Araria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

with

Criminal Miscellaneous No. 39085 of 2016

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

Chamru Singh Son of late Bajrangi Singh, resident of Village- Khari Tola Dabhara, Police Station- Tarabari, District- Araria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

(In Cr.Misc. No.37302 of 2016)

For the Petitioner/s : Mr. Kumar Vikramdeo Singh
Mr. Mukesh Kumar Rana

For the Opposite Party/s : Mr. Binod Kumar 2

(In Cr.Misc. No.39085 of 2016)

For the Petitioner/s : Mr. Kumar Vikramdeo Singh
Mr. Mukesh Kumar Rana

For the Opposite Party/s : Mr. Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 24-11-2016 Since in both the petitions, petitioner(s) are in custody in Tarabari P.S. Case No. 34 of 2016 registered for offence under Sections 20, 22, 23 & 24 of the Narcotic Drugs & Psychotropic Substances Act, 1985, both the petitions were heard together.

Heard the parties.

In 1st case i.e. Cr. Misc. No. 37302 of 2016, there is allegation that 30 Kg. of *Ganja* has been recovered from the vehicle of the petitioner (Pravin Kumar Mandal).

It was submitted by learned counsel for the petitioner that petitioner being driver was not knowing that in his vehicle, such huge quantity of *Ganja* was kept. He further submits that *Ganja* was being carried by one of the co-accused without the knowledge of the petitioner as such, the petitioner is entitled to be released on bail.

In 2nd case i.e. Cr. Misc. No. 39085 of 2016 also, there is allegation that petitioner (Chamru Singh) was occupant of the vehicle, from which, said *Ganja* was recovered. Same plea was taken by learned counsel for the petitioner in this case also that petitioner was not aware about the carrying of such *Ganja*.

However, after going through the F.I.R. and considering the recovery of huge quantity of *Ganja*, there is no reason to extend the privilege of bail.

Both the petitions stand dismissed.

(Rakesh Kumar, J.)

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