

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9167 of 2016

Arising Out of PS.Case No. -17 Year- 2014 Thana -ECONOMIC OFFENCES, BIHAR District-
PATNA

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1. Manoj Kumar Choudhary S/o Raj Kumar @ Raj Kumar Chaudhary
Resident of Village- Fenahra Madhuban, P.S.- Madhuban, District- East
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar Through Economic offences Unit, Bihar, Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the EOU : Mr. Akhileshwar Prasad Singh, Sr. Advocate
Mr. Rajeev Ranjan Prasad, Advocate

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**
ORAL ORDER

2 24-02-2016 Heard learned counsels for the petitioner and the

learned Senior Counsel for the Economic Offences Unit.

The petitioner is languishing in custody since
16.03.2014 in a case registered for the offences punishable under
sections 414, 420, 467, 468, 471, 472 of the IPC and under section
20(b) (1), 23, 29 of the N.D.P.S. Act.

The prosecution case is that a truck bearing registration
No. BR06GA-2089 was intercepted from which the petitioner,
Manoj Kumar Choudhary, co-accused Lal Bahadur Thakur and Jai
Chandra Jha were apprehended. From the said truck 673 kg. and
900 grams Ganja were recovered along with documents regarding

registration of other vehicles. The petitioner and other two accused confessed their guilt and suggested that the Ganja was being transported on the behest of one Ram Vivek Singh and Pramod Paswan who earlier got the alleged truck robbed and prepared forged registration document of the truck in the name of Pramod Paswan.

It is submitted by learned counsel for the petitioner that the petitioner has no criminal antecedent. Statement to that effect has been made in paragraph 3 of the petition, which reads as follows:-

“3. That the petitioner has no criminal history and his antecedent is good.”

Considering the recovery of commercial quantity of Ganja coupled with the fact that from the statement of accused persons, it appears that under a racket the contraband was being transported, this court is not inclined to enlarge the petitioner on bail. The prayer for bail is rejected in connection with Economic Offences P.S. case No. 17 of 2014.

Let the trial be expedited.

(Dinesh Kumar Singh, J)

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