

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15557 of 2016

Arising Out of PS.Case No. -264 Year- 2015 Thana -BAHADURGANJ District- KISANGANJ

Abinash Mandal Son of Ajit Mandal

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dilip Kumar Singh, Advocate

For the Opposite Party/s : Mr. J. N. Thakur (App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 18-05-2016

Heard learned counsels for the petitioner and
learned APP for the State.

The petitioner is languishing in custody since
11.09.2015 in a case registered for the offences punishable under
section 20, 22 and 23 of the NDPS Act, in connection with
Special Case No.108/2015, arising out of Bahadurganj P.S. Case
No.264 of 2015, pending before the learned Special Judge,
Kishanganj.

Prosecution case as alleged by the SHO of
Bahadurganj police station is to the effect that on secret
information the police intercepted a car when the accused
persons including the petitioner tried to flee away but they were
apprehended. On search, from the possession of the petitioner
several mobile phones were recovered and from the dicky of the

car 150 kilograms of 'ganja' containing in 27 packets were recovered.

It is submitted by learned counsel for the petitioner that the petitioner was simply a passenger in the vehicle in question and he was not aware about the 'ganja' being kept in the car. A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

Considering the commercial quantity of recovery from the car in which the petitioner was also present, this court is not inclined to grant bail to the petitioner at present. Accordingly, the application for bail on behalf of the petitioner is rejected.

It is expected from the learned Court below to expedite the trial.

(Dinesh Kumar Singh, J)

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