

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42623 of 2017

Arising Out of PS.Case No. -41 Year- 2017 Thana -ATHMALGOLA District- PATNA

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1. Videsh Rai Son of Ramdeo Rai, Resident of Village- Naya Tola Sabnima
Thana Athmalgola, District Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Niranjan Parihar

For the Opposite Party/s : Mr. Smt. Sucheta Yadav

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 14-09-2017 The petitioner seeks regular bail in connection with

Atmalgola P.S. Case No. 41 of 2017, registered for offences

punishable under Section 20/22 of NDPS Act.

Allegation against the petitioner and one co-accused is of

recovery of four Kg of ganja from the motorcycle on which they

were traveling.

It has been submitted on behalf of the petitioner that

nothing has been recovered from the conscious possession of the

petitioner rather the recovered ganja belongs to co-accused of this

case and further the recovered article is less than the commercial

quantity. It has also been submitted that petitioner has no criminal

antecedent and has been in judicial custody since 19.03.2017.

Learned counsel for the State opposed the prayer for bail



and submitted that the recovery is more than the small quantity.

Having heard both sides, considering the facts and circumstances of the case and the quantity of recovery, I am not inclined release the petitioner on bail, his application for regular bail is accordingly dismissed.

However, the trial court is directed to expedite the trial and try to conclude it within a period of nine months.

(Vinod Kumar Sinha, J)

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