

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45535 of 2017

Arising Out of PS.Case No. -5 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
MUZAFFARPUR

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Kali Charan, s/o Harendra, r/o vill+PO+PS- Masad, Dist- Ara permanent
address father name-late Parshu Ram, r/o vill-Bisahuli, PS- Iglas, Dist-
Aligarh.

.... Petitioner/s

Versus

1. State of Bihar
2. The Union of India through Directorate of Revenue Intelligence,
Regional Unit 1st floor, Customs Office Building, Imalichatti,
Muzaffarpur

.... Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Sanjeev Kumar
	:	Mr. Rajeev Shekhar
For the Opposite Party/s	:	Mr. Sri Brajendra Nath Pandey
For the UOI	:	Mr. Rajesh Kr. Verma (CGC)
	:	Mr. S.D. Sanjay (Addl. S.G.)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 19-09-2017

Heard learned counsel for the petitioner

The petitioner seeks regular bail in connection with
D.R.I. case no. 05 of 2016 registered for the offences punishable
under Sections 20(b)(II)(c), 25 and 29 of N.D.P.S. Act.

The case of the prosecution as per the intelligence
officer, D.R.I. Muzaffarpur is that acting upon a secret
information, the officer of Directorate of Revenue Intelligence,
Regional Unit (Muzaffarpur) apprehended and inspected the
vehicle bearing registration no. HR 55Q 6550 on 01.10.2016 at
22.50 hrs. near Maithi Toll Plaza, Muzaffarpur and two persons



namely Sumit Kr. Tiwary and Kalicharan (agent of the owner of *ganja*) were apprehended. Upon examination of the said vehicle, huge quantity of *ganja* totaling to about 483 kg was seized and it was believed that the said seized *ganja* is having a value of around Rs. 19 lacs.

The learned counsel for the petitioner submits that the petitioner is innocent, he had only taken lift from the truck driver and has got nothing to do with the truck or its driver or its owner.

Having regard to the facts and circumstances of the case, more particularly, the fact that a huge quantity of *ganja*, which is a contraband item, has been seized from the truck in which the petitioner and one other person were travelling, I do not find the present case to be a fit case for grant of regular bail.

Accordingly, the prayer for grant of regular bail on behalf of petitioner is rejected.

(Mohit Kumar Shah, J.)

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