

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.10658 of 2017

Arising Out of PS.Case No. -25 Year- 2017 Thana -SIKARPUR District-
WESTCHAMPARAN(BETTIAH)

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Pawan Kumar @ Bablu Kumar son of Shri Suresh Tiwari @ Tungnath
Tiwari resident of Village - Shrahawa, P.S. - Shikarpur, District - West
Champaran. Petitioner

Versus

The State of Bihar. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Aditya Nath Jha

For the Opposite Party/s : Mr. Smt Indu Kumari Srivastava

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 23-03-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Shikarpur
P.S. Case No. 25 of 2017 registered for the offences punishable
under Sections 20 and 22 of the Narcotic Drug & Psychotropic
Substance Act.

Allegedly, on the basis of disclosure made by the
petitioner 15 kilogram Ganja was recovered which was kept
beneath the straw in Khalihan and the petitioner disclosed that the
said Ganja was kept by him and his father.

Submission is of false implication and that the mandatory
provision of N.D.P.S. Act has not been complied with, the
petitioner is a student having no criminal antecedent, the
prosecution story appears not probable and reliable, nothing has



been recovered from conscious possession of the petitioner or from his house, the alleged recovery has been shown from open space and as such the petitioner deserves sympathetic consideration.

Learned APP seriously opposes the prayer of bail.

In the facts and circumstances stated above, considering the alleged recovery, at this stage, this Court is not inclined to enlarge the petitioner on bail, accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J)

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