

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54479 of 2016

Arising Out of PS.Case No. -98 Year- 2016 Thana -GAYA MUFFSIL District- GAYA

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1. Butae Yadav Son of Pun Yadav Resident of Village - Sanaut, P.S. -
Muffasil, District - Gaya.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tabish Sharfuddin.
Mr. Mahtab Alam

For the Opposite Party/s : Mr. Sir Pramod Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 30-01-2017 The petitioner is apprehending his arrest in connection
with Mofassil P.S. Case No. 98/2016, registered for offences
punishable under Sections 18, 20 and 22 of NDPS Act.

It has been submitted on behalf of the petitioners that the
name of the petitioner transpired in this case only on the basis of
confessional statement of co-accused and also the alleged land on
which the said opium was being cultivated, does not belong to the
petitioner that has also come in case diary. It has further been
submitted that there is no eyewitness in this case.

Heard learned A.P.P. also.

Heard both sides, considering the facts and circumstances
of the case and the nature of offence, I am not inclined to grant the
petitioner, the privilege of anticipatory bail, it is accordingly



rejected.

However, if the petitioner surrenders before the Court below and pray for regular bail, which will be considered by the learned court below on the merit of the case, without being prejudiced by the order of this Court.

(Vinod Kumar Sinha, J)

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