

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54110 of 2017

Arising Out of PS.Case No. -4 Year- 2016 Thana -ECONOMIC OFFENCES, BIHAR District -
PATNA

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Santosh Kumar Mahto @ Bali Mahto S/o Sipahi Mahto, R/o Village-
Kuiyan, P.S.- Barahra, District- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar Through The Superintendent of Police, Economic
offence Unit, Patna, Bihar,

.... Opposite Party/s

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Appearance :

For the Petitioner : Mr. Sanjay Kumar, Advocate.

For the E.O.U. : Mr. Vishwanath Pd. Singh, Sr. Advocate.

For the Opposite Party : Mr. Arun Kumar Singh -5, APP.

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

4 11-01-2018 Heard Mr. Sanjay Kumar, the learned Advocate for

the petitioner, Mr. Vishwanath Pd. Singh, learned Sr. Advocate for

the E.O.U. and advocate for the State.

The petitioner seeks bail in connection with N.D.P.S.

Spl. Case No. 20 of 2016, arising out of Economic Offence P.S.

Case No. 04 of 2016 dated 15.05.2016 instituted for the offences

under Sections 8, 20(b), (ii), (c), 25 and 29 of the Narcotic Drugs

and Psychotropic Substances Act.

The petitioner was found to be occupying a truck

from which 425 kilograms of Ganja was recovered.

Learned counsel for the petitioner has submitted that

he did not know about the presence of Ganja in the truck and he



was only the Cleaner (Khalasi) of the aforesaid truck.

However, considering the quantity of the narcotics recovered, this Court is not inclined to grant bail to the petitioner for the present.

Learned counsel for the petitioner has intimated to this Court that the petitioner is in custody since 16.05.2016 and after framing of the charges not a single witness has been examined so far.

The trial court is, therefore, directed to expedite the trial and take all possible steps to ensure the presence of the witnesses.

With the aforesaid observation, the prayer for bail of the petitioner is rejected.

(Ashutosh Kumar, J)

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