

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42468 of 2018

Arising Out of PS.Case No. -249 Year- 2016 Thana -RAXAUL District-
EASTCHAMPARAN(MOTIHARI)

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1. Ajijullah @ Ajijullah Devan S/o Azeez Devan Resident of Village- Bela,
P.S. Ramgarhwa, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Smt. Pronati Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-07-2018 Earlier prayer for bail of the petitioner was rejected

vide order dated 10.07.2017 passed in Cr. Misc. No. 25920 of
2017 in connection with Raxaul P.S. Case No. 249 of 2016,
registered for offences punishable under Sections 20, 22, 23,
24 of the NDPS Act, with direction to the concerned court below
obtain report from FSL regarding seized articles and petitioner
was given liberty that if no sign of heroine is found, he may renew
his prayer for bail.

Submission of learned counsel for the petitioner
that the report from the F.S.L., Patna has been received and no
sign of heroine has been found in the seized articles but in spite of
that the prayer for bail has not been entertained in the court below
and petitioner has been in judicial custody since 13.11.2016.



Heard learned A.P.P. also.

Having heard both sides, in view of the facts and circumstances of the case, this application is disposed of with direction to the petitioner to make prayer for regular bail before the learned Trial Court, who will examine the matter specially the report obtained from the F.S.L, Patna or from any other authority and if no sign of heroine has been found in the seized article, he will consider the prayer for bail of the petitioner and shall pass an appropriate order.

(Vinod Kumar Sinha, J)

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