

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48200 of 2018

Arising Out of PS. Case No.-232 Year-2018 Thana- KRITYANAND NAGAR District-
Purnia

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Shyam Lal Yadav @ Shyam Yadav, Son of late -Bhuneshwar Yadav, Resident
of Village-Bhawanipur, Kamakhiya Asthan, P.S.-K. Nagar (Maranga),
District-Purnea.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand, Adv.

For the Opposite Party/s : Mr. Ramchandra Sahani, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

5 19-09-2018 Heard Sri Amit Kumar Anand, learned counsel for

the petitioner and Sri Ramchandra Sahani, learned Addl. Public

Prosecutor.

The sole petitioner has prayed for grant of bail in
Special Case No. 08 of 2018 {arising out of K. Nagar (Maranga)
P.S. Case No. 232 of 2018} registered for offence under
Sections 20 and 22 of the Narcotic Drugs and Psychotropic
Substances Act, 1985 (hereinafter referred to as 'N.D.P.S. Act').

It was submitted by learned counsel for the petitioner
that it is true that in this case, there was recovery of 156 kg of
Ganja, but fact remains that nothing was recovered from the
conscious possession of the petitioner. He submits that the
house, from where some of *Ganja* was shown to be recovered,



was in joint possession, not in separate possession of the petitioner.

Learned Add. Public Prosecutor has opposed the prayer for bail.

Considering the nature of accusation as well as restriction imposed in the N.D.P.S Act, there is no reason to pass favourable order.

Accordingly, the prayer for bail stands dismissed.

(Rakesh Kumar, J.)

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