

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22733 of 2019

Arising Out of PS. Case No.-580 Year-2018 Thana- KHAGARIA District- Khagaria

SOMENDRA DEO VERMA Son of Heman Deo Verma @ Hemon Deb
Barma Resident of Village - Dalkhalapara, P.O.- Tamakri, P.s.- Side
Mohanpur, Distt.- Tamakari, West Tripura, State- Tripura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar

For the Opposite Party/s : Mr.Manish Kumar No2

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 20-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 8 and 20(b)(ii)(c) of the N.D.P.S. Act.

The prosecution case in short is that 30.986 kg ganja
has been recovered in this case.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 27.8.2019 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. The petitioner has falsely been
implicated in the present case. The petitioner had no knowledge
that the bags which were given to him contain contraband. He is



a labourer.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. The alleged recovered quantity is above the commercial quantity. In the light of the provisions of Section 37 of the N.D.P.S. Act, the petitioner cannot be granted bail.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner in connection with Special Case No. 07/2018 arising out of Khagaria P.S. Case No. 580 of 2018. The prayer is rejected. The Trial Court is directed to take all necessary steps to conclude the trial preferably within nine months from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

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