

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45207 of 2019

Arising Out of PS. Case No.-10 Year-2019 Thana- BAUNSI District- Banka

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1. Suresh Bhagat, Son of Late Sarjug Bhagat, Resident of Village - Daliya, P.S.- Bounsi, Dist.- Banka.
 2. Udip Bhagat, Son of Suresh Bhagat, Resident of Village - Daliya, P.S.- Bounsi, Dist.- Banka.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Advocate
For the Opposite Party/s : Mr. Pancha Nand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 23-07-2019 This is an application for grant of anticipatory bail in connection with Bounsi P.S. Case No. 10 of 2019, disclosing offences under Sections 20, 22 and 23 of the N.D.P.S. Act.

Allegation is of recovery of 6.75 Kg of Ganja from the house of the petitioners.

Submission of the learned counsel for the petitioners is that petitioner no.1 is aged about 69 years and he is physically handicapped and they have falsely been implicated in this case.

Heard learned A.P.P. also, who has opposed the prayer for anticipatory bail on the ground that there is recovery from the house of petitioners.

Having heard both sides, in view of the allegation and the quantity of the Ganja recovered from the house of the



petitioners, I am not inclined to grant privilege of anticipatory bail to the petitioners, however, they may surrender before the learned court below and make prayer for regular bail, the same shall be considered by the learned court below as per the submission that petitioner no.1 is 40% disable person and considering the fact, dispose of the bail application of the petitioners.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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