

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55634 of 2019

Arising Out of PS. Case No.-240 Year-2017 Thana- HAJIPUR SADAR District- Vaishali

RAJ KUMAR RAI @ KUMAR Son of Vishwanath Rai Resident of Kachchi
Dargah, Station Road, P.S.- Fatuha (Nadi Thana), District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K.Agrawal, Sr.Adv Mr. Ashok Kumar Mishra Mr. Varun Kumar
For the State	:	Mr.Jitendra Kumar Singh,APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 11-12-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner is in custody since 31.05.2019 in connection with Hajipur Sadar P.S. Case No. 240/2017 for the alleged offences under Sections 8,20(b)(ii)(c), 25 and 29 of the NDPS Act.

3. It is submitted that the petitioner has been falsely implicated in connection with recovery of 1299.050 kg of *ganja* from a truck. It is submitted that the petitioner was not apprehended at the spot rather his name has surfaced on the extra-judicial confessional statement of the driver and khalasi of the truck who have stated that the petitioner was to receive the *ganja*. It is therefore, submitted that no recovery of the *ganja* has been made from the possession of the petitioner. The petitioner has been made accused in four prior cases involving NDPS Act, in all of which he has been granted bail by this Court.

4. Learned APP opposes the bail petition submitting that there is allegation that the huge quantity of *ganja* was meant for



delivery to the petitioner who is accused in as many as four prior cases of similar nature.

5. Having regard to the nature of accusations, gravity of offence alleged and the criminal antecedents of the petitioner, this Court is not inclined to grant the privilege of bail to the petitioner. The petition stands dismissed.

(Vikash Jain, J)

Chandran/-

U		T	
---	--	---	--

