

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65439 of 2019**

Arising Out of PS. Case No.-358 Year-2019 Thana- KISHANGANJ District- Kishanganj

SHAHNAWAZ ALAM @ SHAHANWAZ ALAM, aged about 21 years
(Male) Son of Late Kamrul Alam Resident of Bus Stand, Mallah Basti Pathar
Toli, Ward No.24, P.S.-Kishanganj, District-Kishanganj.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amal Kumar Sinha
For the Opposite Party/s : Mr.Nand Kumar

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 25-10-2019 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 27 and 29 of the Narcotic
Drugs and Psychotropic Substance Act.

A huge quantity smack is said to have been recovered
from the house of the petitioner.

Learned counsel appearing for petitioner submits that
nothing was recovered either from conscious possession or
from the house of the petitioner and as a matter of fact, the
petitioner has falsely been implicated. He, further, submits that
the petitioner does not have any criminal antecedents and even
if the above stated recovery is assumed to be true, then also, the



petitioner happens to be the first offender.

Regard being had to the above-stated facts and circumstances of the case, particularly, keeping in mind, the huge recovery of smack from the house of the petitioner, I am not inclined to release the petitioner on bail.

Accordingly, prayer for bail of the petitioner is rejected

(Hemant Kumar Srivastava, J)

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