

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74042 of 2019

Arising Out of PS. Case No.-176 Year-2019 Thana- BARACHATTI District- Gaya

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DHARMENDRA SINGH @ DHARMENDRA KUMAR SINGH, Son of
Rambharoshi Singh, Resident of Village - Sisiyatari, P.S.- Barachatti, and
Distt.- Gaya.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manish Kumar No2

For the Opposite Party/s : Mr.Ram Naresh Ray

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 11-12-2019 Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 18, 28, 30 and 22 of the
Narcotic Drugs and Psychotropic Substance Act, 1985.

Informant who is a police officer has stated that on
receiving specific information that some villagers are involved
in sell and purchase of narcotic, he along with other police
personnel reached said village and on seeing the police,
villagers assembled there and on one motorcycle two persons
started fleeing away, however, they were apprehended and from
possession of the petitioner rupees two lacs and from other
person, rupees one lacs were recovered. It is further alleged that
there was a third person also who was carrying narcotic in a



plastic bag and he threw said bag and fled away and from said bag, *Afim* weighing 3.8 kilograms was recovered.

It has been submitted on behalf of the petitioner that he is innocent and has falsely been implicated in this case. Petitioner has no criminal antecedent and no narcotic has been recovered from his possession and he is in custody since 25.04.2019.

Considering the facts and circumstances of the case and nature of allegation and recovery of *Afim* of more than commercial quantity, I am not inclined to enlarge the petitioner on bail at this stage. Hence, the prayer for bail of the petitioner is hereby rejected.

However, petitioner would be at liberty to renew his prayer for bail after one year in jail custody.

(S. Kumar, J)

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