

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85396 of 2019

Arising Out of PS. Case No.-131 Year-2019 Thana- BARACHATTI District- Gaya

NARAIN YADAV S/o Dwarika Yadav Resident of Village- Piparahi, P.S.-
Barachatti, Dist- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar Singh

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 28-08-2020 Heard both sides through Video Conferencing.

The petitioner apprehends his arrest in Barachatty P.S.

Case No.131 of 2019 registered under Sections 20 and 22 of
N.D.P.S. Act.

The informant, S.I. of Barachatti P.S., after having
received information about the keeping of narcotics substance in
the house of Krishna Manjhi, Sudama Yadav and his brother
Narain Yadav(the petitioner) raided the house of Krishna Manjhi
and recovered 4 kgs. of ganja. Krishna Manjhi was
apprehended. Thereafter, the informant raided the house of the
petitioner and 6.5 kgs. Afim was recovered from the house of
the petitioner.

The learned counsel for the petitioner submits that
petitioner is innocent and in fact he has committed no offence. It



is a highhandedness of the police. Petitioner does not reside in the place where the raid was conducted. No incriminating article was recovered from the possession of the petitioner. Petitioner was not arrested on the spot. Seizure list witnesses sworn affidavit that nothing incriminating article has been recovered from the house of the petitioner and Sudama Yadav.

Perused the record. It appears that informant got secret information and thereafter raid was conducted in the house of Krishna Manjhi. 4 kgs. of ganja was recovered from the house of Krishna Manjhi. 6.5 kgs. of Afim fluid was recovered from the house of the petitioner in presence of the villagers.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

Saurabh/-

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

