

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85503 of 2019

Arising Out of PS. Case No.-429 Year-2019 Thana- BRAHMPUR District- Buxar

UDHARI RAI @ SANDEEP SINGH S/o Late Ghurphekhan Rai Resident of
Village- Brahmpur, P.S.- Brahmpur, Distt- Buxar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Parijat Saurav

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-03-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 21, 22(b) of the NDPS Act,
1985.

Prosecution case is that on 01.10.2019 at about
2.45PM informant received information that at Hata (boundary)
of Karam Turha in the Bichla Tola where overcrowded has been
arrived old Dealer of Heroin Drugs Udhary Rai, petitioner
accused went for selling Heroin drugs. He informed Senior
Officer and he along with Sri Vikas Kumar, Circle Officer,
Brahampur and police party reached at the P.O. and found that
seeing police ousted from boundary and tried to flee away but
caught. On inquiry he told his name as Udhari Ray @ Sandeep



Singh petitioner. In presence of Sri Vikas Kumar and 2 independent witnesses namely Krishna Murari Singh and 2 Deenbandhu Singh he searched and recovered 14 small size sachets and 10 gram wrapped in paper containing Heroin drugs like substance from the possession of the petitioner. Accordingly, seizure list was prepared.

Learned counsel for the petitioner submits that petitioner is innocent and has been falsely implicated in this case. He submits that charge has been framed and one witness has been examined.

Considering the nature of allegation, I am not inclined to enlarge the petitioner on bail. Accordingly, his payer for bail is rejected in connection with NDPS Case No. 14 of 2019 arising out of Brahmpur P.S. Case No. 429 of 2019 pending before the court of the learned District and Sessions Judge-cum-Special Court, NDPS, Buxar.

(Anjani Kumar Sharan, J)

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