

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85967 of 2019

Arising Out of PS. Case No.-436 Year-2019 Thana- BRAHMPUR District- Buxar

RAHUL KUMAR @ RAHUL MAHTO Son of Brameshwar Mahto @
Barmeshwar Mahto @ Brahmeshwar Mahto Resident of Village- Brahmpur,
P.S.- Brahmpur, District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satyapal Singh

For the Opposite Party/s : Mr.Amit Kumar Rakesh

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 18-01-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for
the offence under Sections 21/22(b) of the N.D.P.S. Act.

Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and has not committed any offence. In fact, the
name of this petitioner has surfaced in this case on the basis
of confessional statement of the co-accused. Nothing
incriminating has been recovered from the conscious
possession of the petitioner. The petitioner is rotting in
judicial custody since 05.10.2019.

Learned A.P.P. has opposed the prayer for bail and



submitted that 16 Gram Heroin Drugs wrapped in paper has been recovered from the possession of the petitioner. Moreover, witnesses has also supported the prosecution version which is evident from para Nos. 2, 11, 12, 13, 14 of the Case diary.

Considering the facts and circumstances of the case, this Court is not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of this petitioner is rejected.

(Arvind Srivastava, J)

brajesh/-

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

