

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32153 of 2020**

Arising Out of PS. Case No.-41 Year-2020 Thana- HULASGANJ District-
Jehanabad

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Raj Kumar Sharma S/o Awadhesh Sharma Resident of Village-Kewala,
P.S.-Hulashganj, District-Jehanabad.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Jharkhandi Upadhyay, Advocate

For the State : Mr. J.K. Singh APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 25-01-2021

Heard learned counsel for the petitioner and learned
APP for the State. Learned counsel for the petitioner has filed an
undertaking to remove all defects pointed out by the Stamp
Reporter as and when required. It is accordingly directed that all
defects pointed out by the Stamp Reporter be removed within
one month hereof.

2. The petitioner is in custody since 27.02.2020 in
connection with N.D.P.S. Case No. 03 of 2020 arising out of
Hulashganj P.S. Case No. 41 of 2020 for the offences alleged under
Sections 20/22 of the N.D.P.S. Act.

3. It is submitted that the petitioner has been falsely
implicated in connection with alleged recovery of one kilogram
ganja from the petitioner. It is submitted that the petitioner has
already suffered almost 11 months in custody.



4. Learned APP, on the other hand, appears and opposes the petition, submitting that the petitioner has been made accused in two prior cases of similar nature which shows that he is a habitual offender.

5. Having regard to the nature of accusations and the gravity of the offence alleged, this Court is not inclined to grant the privilege of bail to the petitioner. The petition stands dismissed.

6. Office shall follow-up to ensure that all defects are removed and compliance with the notices of this Court are made by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Vikash Jain, J)

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