

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5952 of 2021

Arising Out of PS. Case No.-467 Year-2020 Thana- MAHUA District- Vaishali

Shabdul Haque Son of Md. Shahzid Resident of Village- Shekhpura Gangati,
P.S.- Garaoul (Kathara O.P.), District- Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh, Adv.
For the Opposite Party/s : Mr.Anil Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 18-08-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceeding.

The petitioner seeks bail in connection with Mahua P.S.
Case No.467 of 2020, registered for the offence punishable
under Sections 20, 22, 23 and 27 of the NDPS Act.

Allegation against the petitioner is that he was
apprehended by the police and on search some soft material like
charas was recovered from a towel of the petitioner.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence
as alleged in the FIR. No offence as alleged has ever taken
place. Learned counsel further submits that arrest memo and
seizure list is not in accordance with law. Petitioner has one
criminal antecedent and has been languishing in custody since



18.08.2020.

Learned APP for the State opposed the prayer for bail by submitting that 1050 grams of *charas* was recovered from the possession of the petitioner and such quantity is more than the commercial quantity.

Considering the facts and circumstances of this case, I am not inclined to grant bail to the petitioner.

The bail application of the petitioner is hereby dismissed.

The learned trial court is directed to expedite the trial of the petitioner.

(Anjani Kumar Sharan, J)

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