

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3255 of 2020

Arising Out of PS. Case No.-27 Year-2019 Thana- BARACHATTI District- Gaya

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1. INDRADEO MANJHI Son of Late Mangar Manjhi Resident of Village - Piprahi, P.S.- Barchatti, Distt - Gaya.
 2. Jitendra Manjhi Son of Krishan Manjhi Resident of Village - Piprahi, P.S.- Barchatti, Distt - Gaya.

... .. Petitioner

Versus

1. THE STATE OF BIHAR
2. THE UNION OF INDIA Government of India.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Vishwa Ranjan Choudhary
For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

5 25-10-2021 Heard learned counsel for the petitioners as well as
learned Additional.P.P. for the State.

The petitioners apprehends their arrest for the offences alleged under Sections 8, 15, 18, 20 (A) of the N.D.P.S. Act, registered in connection with Barchatti P.S. Case No. 27 of 2019.

As per allegation, the informant who is an A.S.I. got a confidential information that some persons are indulged in illegal cultivation of opium and poppy crops in 10 kathas of land and after seizing and sampling the contraband, the crops were destroyed.



Learned counsel for the petitioners has submitted that there is nothing on the record to show that the land whereupon the cultivation of opium crops is alleged belongs to the petitioners.

Per contra, learned Additional P.P. has submitted that Para-17 of the case diary shows that the investigation is still going on whether the said land is government land or raiyati land.

From perusal of the case diary, it appears that the investigation is still going on and emerging of the further material is not ruled out.

In these circumstances, I do not feel this case as a fit case for anticipatory bail. Accordingly, the prayer for anticipatory bail is hereby rejected.

(Nawneet Kumar Pandey , J)

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