

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28278 of 2021**

Arising Out of PS. Case No.-325 Year-2020 Thana- CHAKIA District- East Champaran

Yogesh Ishwar Lal Shethna @ Yogesh Shethna @ Yogesh J. Shethna S/O
Ishwar Lal Shethna R/O 14, Swagat Society, Kastur Park, Shimpoli Road,
Borivali, West, Mumbai, Maharashtra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binay Kant Mani Tripathi, Advocate

For the Opposite Party/s : Mr. Ajay Kumar No.2, APP

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

11 16-05-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 20, 22 and
24 of the NDPS Act.

It is a case of recovery of about 52 packets of charas
weighing 25.434 kgs. from a Maruti Swift Dzire Car bearing
registration no. MH-47N-4165 which belongs to the petitioner.

It is submitted by learned counsel for the petitioner
that the petitioner has falsely been implicated in this case. He
further submits that there is no recovery from the conscious
or constructive possession of the petitioner and also the
petitioner has not been arrested with the incriminating material.



Learned APP appearing for the State has opposed the prayer for anticipatory bail and submitted that the petitioner is the owner of the said vehicle in question wherein the said incriminating material of Charas was recovered.

After considering the aforesaid facts, I am not inclined to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail is rejected.

(Sunil Kumar Panwar, J)

Brajesh Kumar/-

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