

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31297 of 2021**

Arising Out of PS. Case No.-22 Year-2021 Thana- WARISLIGANJ District- Nawada

DAYANAND CHAUHAN S/O Late Chintaman Chauhan R/O Village -
Beldariya, P.S. Warisaliganj, District - Nawada.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jai Prakash Verma
For the Opposite Party/s : Mr. APP

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

2 16-02-2022 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Warsaliganj P.S. Case no. 22 of 2021 instituted for the
offence punishable under Sections 8(b), 20(a)(i) of the NDPS
Act.

As per allegation in the FIR, eight green Ganja plants
were found planted in the courtyard of the petitioner, weighing



15 kg.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. He has no concern with the alleged recovery. The alleged courtyard is a joint family property. There is no independent witness of seizure list. He has got no criminal antecedent. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession.

Learned APP appearing for the State has opposed the prayer of bail.

Having heard learned counsel for the parties and taking into consideration that the alleged house belongs to the petitioner, from where recovery of Ganja plants have been made, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

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