

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24059 of 2022

Arising Out of PS. Case No.-17 Year-2022 Thana- SONBERSA District- Sitamarhi

Rahul Kumar Son Of Bharat Ram R/O Village- Chhaurahiya, P.S.- Saihara @
Sahiyara (WRONGLY Stated In Accused Column P.S.- Sonbarsa), District-
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 08-08-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Let the defect (s), as pointed out by the office, be
removed within a period of four weeks from the date of
resumption of physical filing and physical removal of defect.

In the present case, the petitioner seeks bail in
connection with Sonbarsa P.S. Case No. 17 of 2022 registered
for the alleged offences under Sections 8/20(b) (ii) (B) N.D.P.S.
Act.

As per prosecution case, the petitioner and other co-
accused persons were apprehended while they were coming
from the side of Nepal to India and from their possession 2.5 kg
ganja like substance was recovered.



Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. From the FIR, it is apparent that the contraband has not been recovered from the conscious possession of the petitioner. Police has forcibly taken signature of the petitioner on blank papers and converted it into the seizure list. The petitioner has nothing to do with the recovered contraband and has got no concern with the same. The petitioner is having clean antecedent and he is in custody since 19.01.2022. Charge sheet has been submitted in this case.

Learned APP opposes the prayer for bail of the petitioner submitting that the recovery has been made from the possession of the petitioner.

Having regard to the facts that there has been recovery of 2.5 kg ganja, I do not think it to be a fit case for enlargement on bail to the petitioner at this stage.

Accordingly, his prayer for grant of bail is rejected.

The learned trial court is directed to expedite the trial and conclude the same within a period of six months.

(Arun Kumar Jha, J)

Gautam/-

U		T	
---	--	---	--

