

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27821 of 2022

Arising Out of PS. Case No.-788 Year-2021 Thana- AHİYAPUR District- Muzaffarpur

Dheeraj Kumar Son Of Late Surendra Sahni Resident Of Village- Dadar , P.S-
Ahiyapur , Dist- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Ranjan, Advocate

For the Opposite Party/s : Mr. Navin Kumar Pandey, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 26-09-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 8(c)/21(b) and 50 of the
N.D.P.S. Act.

Recovery is of 20 gm heroine from the possession of
the petitioner.

Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. He further submits that as per the
F.I.R., altogether 44 sachets of smack around 20 gm have been



recovered from the pocket of the petitioner and the 20 gm of smack is more than the small quantity and less than the commercial quantity. The petitioner is in custody since 12.11.2021.

The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner, on the basis of record and the F.S.L. report, submits that the F.S.L. report confirms that the recovered contraband is heroine.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Ahiyapur P.S. Case No. 788 of 2021 pending in the court of learned Sessions Judge cum Special Judge (N.D.P.S. Act), Muzaffarpur.

Prayer is refused.

(Rajesh Kumar Verma, J)

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