

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48247 of 2021

Arising Out of PS. Case No.-512 Year-2020 Thana- JOGAPATTI District- West Champaran

Ali Hassan @ Mukhiya Son Of Chingi Miyan Resident Of Village - Sirisia -
Belwa, P.S. - Sathi, District - West Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Zainul Abedin, Advocate

For the Opposite Party/s : Mr.Sanjay Kumar Sharma, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-01-2022 Heard learned counsel for the petitioner, the State
and perused the case diary.

The petitioner prays for grant of regular bail in Jogapatti Police Station Case No. 512 of 2020 registered for the offence punishable under sections 20, 22, 23, 24, 25, 27A of the Narcotic Drugs and Psychotropic Substances Act, 1985.

As per the prosecution case, 1.934 kilograms of Charas has been recovered from the possession of the petitioner.

Learned counsel appearing for the petitioner submits that the petitioner has falsely been implicated in this case due to dirty village politics. No incriminating material has been recovered from the conscious possession of the petitioner. Mandatory provision regarding search and seizure has not been followed. He is in custody since 26.12.2020.

Learned counsel appearing for the State opposes the prayer for bail and submits that huge quantity of Charas has been recovered from the possession of the petitioner who has also got criminal antecedent.



Considering the rival submissions of the parties, materials available on the record and the quantity of recovery of narcotic substance, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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