

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42649 of 2022

Arising Out of PS. Case No.-2 Year-2021 Thana- CHARPOKHARI District- Bhojpur

Santosh Kumar Singh @ Santosh Kumar Son Of Buteshwar Singh, Resident
Of Village - Samrao Dullaur Tola, P.S.- Charpokhari, Distt.- Bhojpur At Ara.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar, Advocate

For the Opposite Party/s : Mr. Mohammad Sufyan, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 23-12-2022 Let the defect, if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Charpokhari P.S. Case No. 02 of 2021 lodged under Sections
8/20(b)(ii)(c)/27 of the Narcotic Drugs and Psychotropic
Substances Act.

As per prosecution case, total recovery of 937 kg.
Ganja has been made from a constructed house of accused
Amrendra Kumar Singh from where two accused persons were
apprehended who disclosed the name of different persons
including the petitioner that the entire *Ganja* belongs to them
including the petitioner. They used to stock here and sale in the

local area. It has also come in the F.I.R. that there were various persons present on their respective motorcycle to take *Ganja* and english wine in the cartoon but when police reached, all left their motorcycle and fled away.

Learned counsel for the petitioner submits that petitioner has not been apprehended from the place of occurrence. He also submits that the house from where the recovery has been made does not belong to him. Counsel further submits that NDPS Act is not made out against the petitioner. He further submits that the petitioner is in custody since 07.03.2022 and there are four criminal cases pending against him in which he is on bail.

Learned counsel for the State vehemently opposes the prayer for bail and submits that such a huge quantity of *Ganja* has been recovered and the entire operation is alleged to run as a syndicate by the petitioner. Counsel further submits that the petitioner is not a man of clean antecedent and if petitioner shall be released, he shall create hurdle in completion of trial.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner, therefore, the bail application of the petitioner is hereby rejected.

Trial Court is directed to expedite the trial within one
year.

(Dr. Anshuman, J.)

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