

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43072 of 2022

Arising Out of PS. Case No.-5 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.
District- Begusarai

=====

Jawahar Sah S/o Shankar Sah R/o village and P.O.- Mathurapur, P.S.-
Warisnagar, District- Samastipur (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy, Adv.
For the Opposite Party/s : Mr. Shantanu Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

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

Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual mode.

The petitioner seeks regular bail in connection with
N.C.B. Case No. 05 of 2022 lodged under Section 8(c) read
with Sections 20(b), (ii), (c), 25 & 29 of the N.D.P.S. Act, 1985.

As per the prosecution case, the F.I.R. has been
lodged by the Intelligence Officer N.C.B., Patna. The recovery
of 5 and ½ quintal *ganja* approx has been made from a truck in
which the petitioner was sitting alongwith a driver, which is the
subject matter of the present case.

Learned counsel for the petitioner submits that the

only material against the petitioner is his own confession which may not be relied upon. Counsel further submits that petitioner is in custody since 31.01.2022 having one criminal antecedent. Charge sheet has already been filed in this case. Counsel submits that the antecedent is not relating to N.D.P.S. material.

Learned counsel for the State vehemently opposes the prayer for bail and submits that the huge quantity of *ganja* which is much more than the commercial quantity has been recovered from a truck on which the petitioner and driver were sitting.

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

The Trial Court is directed to expedite the trial as early as possible.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J.)

sadique/-

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