

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41692 of 2022

Arising Out of PS. Case No.-55 Year-2022 Thana- ARA MUFFSIL District- Bhojpur

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DHARMVEER PRASAD @ DHARMVEER KUMAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Surendra Kumar Singh

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

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 28-11-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioners is directed to remove
the defects within four weeks.

The petitioners apprehend their arrest in a case registered
for the offence punishable under sections 21(c)/29 of NDPS Act,
1985.

Allegedly, the police discovered narcotic substance near
Machan in front of the house of one Pappu Prasad. One person
was apprehended on the spot and he disclosed the name of the
petitioners.

It is submitted by learned counsel for the petitioners that
petitioners are quite innocent and have committed no offence.
They have been falsely implicated in this case. No such



occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. No incriminating articles has been recovered from the physical conscious possession of the petitioners. Petitioners were not arrested at the spot and they have no concern with the alleged occurrence. Their names transpired in the present case only on the basis of confessional statement of the apprehended person. Petitioners have no criminal antecedent.

Learned APP for the State opposed the prayer for anticipatory bail by submitting that the petitioner is also involved in the present case.

Having regard to the facts and circumstances of the case and considering the offence, I am not inclined to enlarge the petitioners named above on bail. The prayer for grant of anticipatory bail on behalf of the petitioners is rejected.

This instant application is dismissed.

(Anjani Kumar Sharan, J)

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