

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53716 of 2021

Arising Out of PS. Case No.-64 Year-2021 Thana- SARAIYA District- Muzaffarpur

Pankaj Kumar @ Pankaj Kr. Singh S/O Late Chandeshwar Singh @ Ram
Bhag Singh R/O Village-Sisauni Prabodhi, P.S-Sarai, District-Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Singh, Advocate
For the Opposite Party/s : Mr. Anand Mohan Prasad Mehta, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 23-02-2022 Heard learned counsel for the petitioner and Shri
Anand Mohan Prasad Mehta, learned A.P.P. for the State.

The petitioner seeks bail in connection with Saraiya
P.S. Case No. 64 of 2021 instituted for the offences under
Sections 414 and 34 of the Indian Penal Code read with
Sections 20 and 22 of the N.D.P.S. Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 20.01.2021, charge-sheet has been
submitted in the case and has antecedent of one case.

Learned counsel for the petitioner submits that
allegation is of recovery of 500 grams of opium along with a
country-made pistol from the possession of the petitioner.

Learned counsel for the petitioner submits that though
the alleged recovery is of opium but the recovery is less than the



commercial quantity.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner and submits that though the recovery of opium is less than the commercial quantity but definitely it is much more than the small quantity and further the petitioner also has criminal antecedent.

Considering the submissions made by the learned A.P.P. for the State, the Court, for the present, is not inclined to grant bail to the petitioner. His prayer for bail is thus rejected.

(Satyavrat Verma, J)

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