

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53009 of 2021

Arising Out of PS. Case No.-412 Year-2021 Thana- AHIYAPUR District- Muzaffarpur

Ritesh Kumar Singh Son Of Late Ram Sanyog Singh R/O Village- Chaturi
Punas, P.S.- Ahiyapur, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Parasmani
For the Opposite Party/s : Mr.Nityanand

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 17-05-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Let the defects, as pointed out by the office, be removed within four weeks of start of normal functioning of the physical court.

Petitioner seeks bail in a case registered for the offences punishable under Sections 272, 273, 34 of the Indian Penal Code and Section 20/22 of N.D.P.S. Act and Section 30(a), 36 of the Bihar Prohibition and Excise Act.

According to prosecution case, 40 puria of Smack and one mobile of Samsung company have been recovered from the possession of the petitioner.

Learned counsel for the petitioner submits that petitioner is innocent and he has falsely been implicated in the



present case. He further submits that petitioner was picked up by police without any reason on 24.06.2021 and it appears from the F.I.R. that wait is not mentioned of the recovered articles. He further submits that similarly situated, co-accused person has been granted bail by a co-ordinate Bench of this Court. The petitioner is in custody since 27.06.2021.

The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that the F.S.L. report confirmed that the seized Morphine is Heroin and petitioner carries three criminal antecedents other than the present one.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Ahiyapur P.S. Case No. 412 of 2021 pending in the court of learned Special Judge, Excise Act, Muzaffarpur.

Prayer is refused.

(Rajesh Kumar Verma, J)

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