

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.59626 of 2021**

Arising Out of PS. Case No.-6 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.  
District- Aurangabad

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RAJENDRA RAM @ RAJENDRA PRASAD S/o Lalit Ram R/o village-  
Chiksil, P.S.- Gorari, District- Rohtas

... .. Petitioner/s

Versus

the Union of India through Narcotic Control Bureau, Patna Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ravi Ranjan  
For the Opposite Party/s : Mr.G.N. Rai

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

3      29-03-2022                      Heard the learned counsel for the petitioner and the  
  
learned APP for the State.

The petitioner seeks bail in a case registered for the  
offences under Sections 8(C), 20(b)(ii)(c), 25 and 29 of the  
N.D.P.S. Act.

The learned counsel for the petitioner submits that the  
petitioner is in custody since 08.03.2021, he is a person with  
clean antecedent, charge-sheet has been submitted.

The learned counsel further submits that informant  
alleges that a secret information was received that a truck is  
carrying huge quantity of *Ganja*, accordingly, a team was  
constituted and NCB official saw the truck coming and stop the  
truck and the driver, Girwardhari Pandey, disclosed that the



truck was loaded with coal and 10 quintal of *Ganja*. It is further alleged that the driver and co-accused, Rajendra Ram (petitioner) stated that the *Ganja* was to be received by Sadhu Yadav and Dharmraj Singh @ Chunna, who will come to Auragabad to receive the consignment.

The learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. He is not driver of the vehicle and had taken lift and even from perusal of the allegation as alleged in the FIR, it would manifest that it was the driver who disclosed the facts about the *Ganja* which further shows that petitioner was completely unaware what was loaded in the truck.

The learned Central Government counsel opposes the bail application of the petitioner and submits that the petitioner is alleged to have been apprehended from the truck along with the driver, as such, it cannot be presumed that the petitioner was unaware that what was loaded in the truck, further, the recovery is of commercial quantity of *Ganja* and bail of co-accused Dharmraj Singh @ Junna has been rejected vide order dated 24.03.2022 passed in Cr. Misc. No.52367 of 2021.

Considering the submissions made by the learned Central Government counsel and in the nature of allegation that



the petitioner was found sitting in the truck along with driver, the Court, for the present, is not inclined to grant bail to the petitioner, therefore, the prayer for bail of this petitioner is rejected.

**(Satyavrat Verma, J)**

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