

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64606 of 2021**

Arising Out of PS. Case No.-57 Year-2021 Thana- AMAS District- Gaya

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ABHIJIT KUMAR BHARTI@ MINTU YADAV Son of Shree Tarkeshwar
Yadav Resident of Village - Postiya, P.s.- Jori, Distt.- Chatra (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Uma Kant Mishra
For the Opposite Party/s : Mr.Md. Aslam Ansari

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 11-08-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 8/17(c)/18(c) of the
NDPS Act.

As per the prosecution case, 4.5 kg of opium has been
recovered from the co-accused, who disclosed the name of this
petitioner as one of their associates indulged in illegal trade of
opium.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. No incriminating article has been recovered from the
conscious possession of the petitioner and he is no way
concerned with the alleged recovery. Petitioner has got clean
antecedent.



Learned counsel appearing for the State opposes the prayer for anticipatory bail and submitted that huge quantity of opium has been recovered from the possession of co-accused, who disclosed the name of this petitioner as one of their associates who is also indulged in illegal trade of opium.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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