

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65184 of 2021**

Arising Out of PS. Case No.-202 Year-2020 Thana- UDWANTNAGAR District- Bhojpur

Krishan Murari Singh @ Tuntun Singh Son of Late Harendra Singh @ Hari Singh Resident of Village- Masadh, P.S.- Gajrajganj O.P. (Udwantnagar), District- Bhojpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar

For the Opposite Party/s : Mr.Rajendra Nath Jha

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

3 15-04-2022 Heard both parties through video conferencing.

The petitioner seeks bail in Udwantnagar (Gajrajganj OP) P.S. Case No. 202 of 2020 corresponding to NDPS Case No. 12 of 2020, registered for the offence punishable under Sections 8/20(b)(ii)(c) of the NDPS Act.

As per the prosecution case, 377.890 KG of Ganja has been recovered from the house of Pyari Devi and petitioner is alleged to have fled away from the place of recovery.

It is submitted on behalf of the petitioner that nothing has been recovered from conscious possession of this petitioner. Recovery has been made from the house of co-accused. Mandatory provision of search and seizure has not been followed. Petitioner claims clean antecedent and he is in custody



since 29.04.2021.

Learned APP however, vehemently opposed the prayer for bail and submitted that more than commercial quantity of Ganja has been recovered and petitioner was seen fleeing away from the place of recovery.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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