

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70714 of 2021

Arising Out of PS. Case No.-443 Year-2020 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

RAJAN RAM S/o Vishun Ram R/o village- Madhuban Kanti, P.S.- Minapur,
Distt.- Muzaffarpur

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shri Prakash Tiwari

For the Opposite Party/s : Mr.Harendra Prasad

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 03-02-2022 Heard the parties through video conferencing.

Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing for the State.

Let the defect(s) be removed within two weeks of
the complete start of the physical Court in normal course.

The petitioner, who is in custody since 04.08.2020
seeks regular bail in connection with Sadar P.S. Case No. 443
of 2020, for the offence punishable under Section 20 and 22 of
N.D.P.S Act, pending in the Court of Addl. District & Sessions
Judge-V, Muzaffarpur.

The prosecution case, in brief, is that 150 gram of
Charas has been recovered from the possession of the
petitioner.

Learned counsel appearing on behalf of the
petitioner submits that earlier the prayer for grant of bail of the
petitioner has been rejected vide order dated 15.11.2021 passed



in Criminal Miscellaneous No. 18293 of 2021, however, in course of argument of the said case, it could not be brought to the notice of this Court that the alleged Charas, which has been recovered from the possession of the petitioner along with other persons is less than commercial quantity. He further submitted that vide order dated 16.07.2021 a co-ordinate Bench of this Court in Criminal Miscellaneous No. 22072 of 2021, disposed of the petition with certain directions in respect of bail application of co-accused Arjun Kumar Ram.

Considering the specific case of the informant that four accused has been named in the F.I.R. from whom different quantity of Charas were recovered with common intention to sell and same is not is less than the commercial quantity.

Learned A.P.P. for the State has opposed the prayer for grant of bail to the petitioner.

Considering the aforesaid submissions of the petitioner, this Court is not inclined to enlarge the petitioner on bail at this stage. Accordingly, his prayer for grant of bail is rejected.

The learned Court below is directed to conclude the trial expeditiously.

(Purnendu Singh, J)

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