

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.149 of 2022

Arising Out of PS. Case No.-136 Year-2021 Thana- BELA District- Sitamarhi

RAFIQUE ANSARI Son of Sadik Ansari @ Sarique Ansari Resident of
Village- Lalbandi East, P.S - Bela, District - Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Jha,Adv.

For the Opposite Party/s : Mr.Umeshanand Pandit,APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 07-04-2022 Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the
offence under Sections 8 /20 (B) (ii) (C) /21 (C) / 22 (C) / 23
(C) of the N.D.P.S. Act.

As per prosecution case, 20 kg. of *Ganja* has been
recovered from a Tempo and this petitioner was one of the
occupant.

It is submitted on behalf of petitioner that nothing has
been recovered from the possession of the petitioner. Petitioner
is neither owner nor driver of the said Tempo. Petitioner was
simply a co-passenger and was not aware about the nature of
consignment, which was being transported in the said Tempo.
Petitioner is in custody since 28.07.2021.

However, learned A.P.P. for the State has opposed the
bail petition and submitted that in this case, commercial



quantity of *Ganja* has been recovered and petitioner has got one criminal antecedent of similar nature.

Considering the quantity of recovered *Ganja* and criminal antecedent of the petitioner, the bail petition of petitioner is rejected.

(Prabhat Kumar Singh, J)

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