

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9354 of 2023

Arising Out of PS. Case No.-15 Year-2022 Thana- BEUR District- Patna

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PANKAJ KUMAR Son of Lal Bahadur Paswan Resident of Village-
Sahbajpur, P.S.- Pipra (Punpun), District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Setu Prateek

For the Opposite Party/s : Mr. Umesh Lal Verma

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 15-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Beur P.S. case No. 15 of 2022 instituted for the offence under
Sections 8, 20(b)(ii)(c) & 22(c) of the N.D.P.S. Act.

As per FIR, prosecution case relates to recovery of
total 65.500 kg Narcotic substance like Ganja from the house of
the co-accused namely, Dipak Kumar and this petitioner is
alleged to be arrested on spot while he was weighing and
packing the ganja like substance in small packets.

Learned counsel for the petitioner submits that the
petitioner is innocent and committed no offence. The petitioner
has no concern with the alleged recovery of narcotic substance
rather he was only staff of Kirana shop of co-accused Dipak



Kumar due to this the petitioner has falsely been implicated in this case. It is further submitted that the petitioner has got no criminal antecedents and languishing in judicial custody since 7.1.2022.

Learned APP appearing for the state has opposed the prayer of regular bail and submitted that the petitioner was arrested on spot with the alleged recovery of narcotic substance like ganja i.e. 65.5 kg which comes within the purview of commercial quantity as per the N.D.P.S. Act. It is further submitted that the witnesses of the prosecution have also supported this case.

Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

The trial Court is directed to expedite and conclude the trial within stipulated time (one year) as mentioned in status report.

(Sunil Kumar Panwar, J)

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