

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27167 of 2023

Arising Out of PS. Case No.-1214 Year-2022 Thana- FORBESGANJ District- Araria

=====

Guddu @ Md. Guddu @ Azhar @ Md. Azhar S/O Akhtar Hussain Resident of
Village- Purwari Jhirwa, P.S.- Simraha, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr. Vikram Deo Singh
		Mr. Mukesh Kumar Rana, Advocates
For the Opposite Party/s :		Mr. Raj Kishor Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 21-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. Petitioner seeks bail, who is in custody since
06.01.2023, in connection with Forbesganj P.S. Case No. 1214 of
2022, F.I.R. dated 16.11.2022 registered for the offences
punishable under Sections 21(b), 8, 17(C), 18(C) of the N.D.P.S.
Act.

3. The case relates to recovery of 7.130 Doda Powder
and the petitioner is main supplier of Narcotic Smack.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case. He further submits that from perusal of the F.I.R. as
well as seizure list that nothing has been recovered from the
conscious possession of the petitioner rather recovery has been
made from co-accused person namely Md. Musa and the name of



the petitioner has been transpired on the basis of confessional statement of co-accused person namely Md. Musa and except the disclosure made by co-accused person, no other material has come during investigation to suggest the involvement of the petitioner in the present occurrence and co-accused Md. Musa has confessed that the petitioner is the main supplier of the *drug* in question and he has received the *drug* in question from the petitioner.

5. Learned APP for the State, on the other hand, vehemently opposed the prayer for bail and submits that there is sufficient material to suggest the involvement of the petitioner in the present occurrence in paragraph nos. 09, 24 and 29 of the case diary supported the allegation against the petitioner and apart from that the petitioner carries six more cases other than the present one but out of six cases, three cases pertaining to NDPS Matter.

6. In view of the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Forbesganj P.S. Case No. 1214 of 2022 pending in the Court of learned Sessions Judge, Araria.

7. Prayer is refused.

Ibrar//-

U			
---	--	--	--

(Rajesh Kumar Verma, J)

