

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32439 of 2023

Arising Out of PS. Case No.-284 Year-2022 Thana- BATHNAHA District- Sitamarhi

ANAY PASWAN S/o Nathuni Paswan R/o village-Patel Nagar ward no.-4,
P.S.-Sonbarsa, Dist-Sitamarhi, at present (Recent Status)-C/o Late Sitasharan
Paswan, R/o village-Ram Nagar Boarder, P.S.-Kanhauli, Dist.-Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar, Advocate

For the Opposite Party/s : Mr.Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

4 05-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in judicial custody in connection with Bathnaha P.S., Case No. 284 of 2022 registered under Section 414 of the Indian Penal Code and Sections 8/20 (b) (ii) (c), 22 (b) and 23 of the NDPS Act lodged on 27.09.2022 by the informant, Rajesh Kumar.

3. As per the prosecution story, the allegation is that the police intercepted a car coming from Sonbarsa and although it tried to take a U-turn and leave the place, was stopped, the accused apprehended and as the Driver failed to provide any document, the vehicle was impounded and further upon search 45 K.G. 'ganja' recovered kept in 9 packets in the dicky of the said car.



4. The petitioner submits that he is innocent and little knowledge about the presence of '*ganja*' and got implicated.

5. Learned APP opposes the prayer for bail stating that the recovered quantity is much above the commercial one which is 20 K.G.

6. Considering the aforesaid facts, for the present, this Court is not inclined to extend him the privilege of bail. Accordingly the same is rejected.

7. In view of the fact that he is in custody since 28.09.2022, it is high time that the Trial Court take the trial to its logical conclusion within a period of nine months from toiday.

(Rajiv Roy, J)

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