

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37532 of 2023

Arising Out of PS. Case No.-454 Year-2022 Thana- KISHANGANJ District- Kishanganj

GOLU KUMAR Son of Lalu Ray Resident of mohalla- Kachauri Gali Near
Chhoti Mandir Patna City, P.S. - City Chowk, Distt. - Patna, Pin Code -
800008

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Niraj Kumar

For the Opposite Party/s : Mr.Rabindra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 28-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in a case instituted
for the offence under Sections 420 and 468 of the Indian Penal
Code and 8/20 (b)(ii)(c), 22(c) and 29 of the N.D.P.S. Act.

3. It is case of recovery of 62.740 Kg of *Ganja* like
substance from the possession of the petitioner and other co-
accused persons, which was kept in a plastic bag in the Car.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner has apprehended on spot. The
provision of Section 50 of the N.D.P.S. Act has not followed in
this case. Petitioner is languishing in judicial custody since
22.11.2022.



5. Learned APP for the State has opposed the application for bail and submitted that petitioner is named in the FIR. He further submitted that the seized *Ganja* like substance recovered from the possession of the petitioner, which comes within the purview of commercial quantity as per N.D.P.S. Act. During investigation several witnesses have also supported the prosecution case.

6. 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.

7. The trial Court is directed to conclude the trial expeditiously.

(Sunil Kumar Panwar, J)

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