

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37708 of 2023

Arising Out of PS. Case No.-508 Year-2022 Thana- UCHKAGAON District- Gopalganj

RAMASHRAY SINGH S/O LATE PRAYAG SINGH R/O Village- Mahaicha,
P.S. Uchkagaon, Dist. Gopalganj.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vyas Kumar Mishra, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 31-07-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with
Uchkagaon P.S. Case No.508 of 2022, registered for the offence
punishable u/s 8/20(b)(ii)(A) of the NDPS Act.

3. Allegedly 750 gm of *Ganja* is said to have been recovered
from the shop of the petitioner.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case due to ulterior motive.
No incriminating article has been recovered from the conscious
physical possession of the petitioner. He has no concern with the
alleged recovered contraband article and the alleged quantity
comes under the purview of small quantity. He has no criminal



antecedent.

5. Learned APP for the State opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case and considering that the contraband article has been recovered from the shop of the petitioner, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

7. This application is accordingly dismissed.

8. However, petitioner is at liberty to surrender before the learned Court below and seek regular bail and the learned Court below would pass an order, preferably on the same day, in accordance with law, considering that small quantity of contraband article has been recovered from the shop of the petitioner.

(Anjani Kumar Sharan, J)

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