

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41489 of 2023

Arising Out of PS. Case No.-179 Year-2022 Thana- BHAPTIAHI District- Supaul

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AMOD KUMAR YADAV Son of Sri Krishnadev Yadav Resident of Ward
No. 07, Bhaptiyahi, P.S.-Bhaptiyahi, District-Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Yogesh Chandra Verma, Sr. Adv. along with Mr. N.K. Agrawal, Sr. Adv. and Mr. Bijendra Kumar Singh, Adv.
For the Opposite Party/s :		Mr. Dinesh Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

5 13-12-2023 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 8, 20(c)(ii)A and 21 (c) of the
N.D.P.S. Act.

3. It is case of recovery of total 104 Kg of *Ganja* like
substance from the house of the petitioner and from other co-
accused's house also.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that as alleged *Ganja* was not
recovered from the conscious possession of the petitioner.
Petitioner has got no criminal antecedent as stated in para-3 of the



bail petition. Petitioner is languishing in judicial custody since 03.01.2023.

5. Learned APP for the State has opposed the application for bail and submitted that petitioner is named in the FIR and there has been recovery of huge quantity of *Ganja* like substance from the possession of the petitioner. He further submitted that the seized *Ganja* like substance 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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