

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1103 of 2022

Arising Out of PS. Case No.-203 Year-2021 Thana- BAISI District- Purnia

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Jarideo Barma @ Jari Deb Barma @ Jari Debbarma S/o Barun Debbarma
Resident of Patnipara, P.S.- Mandwi, District- Pashchim Tripura (Tripura)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md Fazle Karim

For the Opposite Party/s : Mr. Amitesh Kumar

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

5 10-01-2023 Heard Ld. counsel for the petitioner and Ld. APP

for the State.

The petitioner seeks bail in connection with Special

Case No. 58 of 2021 (NDPS Act) arising out of Baisi P.S.

Case No. 203 of 2021, registered for the offences

punishable under Sections 8, 21(b)(ii)(c), 25, 28 and 29 of

the N.D.P.S Act.

As per allegation, 516.98 kg of Ganja has been

recovered from the cabin of a truck bearing Registration No.

NL-06C- 8529.

Ld. counsel for the petitioner submits that the

petitioner is innocent and has falsely been implicated in this



case. He further submits that nothing has been recovered from the conscious possession of the petitioner. He also submits that the petitioner was arrested while driving the Scorpio on account of confessional statement of the driver of the truck in which the contraband being was transported. As such, case against the accused-petitioner is based only on suspicion and confessional statement of the co-accused.

He further submits that the petitioner has been languishing in jail since 17.07.2021.

It has also been stated in paragraph no. 3 of the bail petition that the petitioner has earlier been made accused in one other case.

It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one.

However, Ld. APP for the State vehemently opposes the prayer of the petitioner for bail submitting that the seized contraband is in huge amount and much above the commercial quantity and he is the main person behind



the trade of contraband.

Considering the aforesaid facts and circumstances,
I am not persuaded to enlarge the petitioner on bail at this
stage.

However, the Trial Court is directed to expedite the
trial and conclude the same within 6 (Six) months, failing
which, the petitioner will have liberty to renew his prayer for
bail.

This petition is dismissed accordingly.

Ld. counsel for the petitioner is directed to remove
all the defects, if any, pointed out by the office within a
period of one month and the Registry is directed to issue the
certified copy of this order only after removal of office
objections.

(Jitendra Kumar, J)

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