

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66770 of 2023

Arising Out of PS. Case No.-633 Year-2023 Thana- AHIYAPUR District- Muzaffarpur

Shashi Kumar, Son of Sanjay Sah @ Sanjay Ram, R/o Village- Muradpur
Dulla, PS- Ahiyapur, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ S.K., Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 17-10-2023

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with N.D.P.S. Case no.112 of 2023 (arising out of Ahiyapur P.S. Case no. 633 of 2023) registered under section 414 of the Indian Penal Code and sections 8(c) and 21(b) of the N.D.P.S. Act.

3. As per the prosecution case, a total of 11.25 gms of *smack* was recovered from the two accused persons of which 5.85 gms of *smack* was recovered from this petitioner.

4. It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from the petitioner's possession. He has been falsely implicated in the case. The petitioner has no criminal antecedent and is in custody since 23.5.2023.



5. The application for bail is opposed by learned APP
for the State.

6. Having heard learned counsel for the parties and
taking into consideration the nature of allegation against the
petitioner and recovery of narcotic drugs from the possession of
the petitioner, the Court is not inclined to enlarge the petitioner
on bail and the application is rejected.

7. Liberty is granted to the petitioner to renew his
prayer for bail on completing one year in custody or after
framing of charge, whichever is later.

(Partha Sarthy, J)

avinash/-

U		T	
---	--	---	--

