

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17324 of 2024

Arising Out of PS. Case No.-56 Year-2022 Thana- BAJPATTI District- Sitamarhi

Gyani Mukhiya S/o Ramnath Mukhiya R/o vill - Lalpur, P.S. - Runnisaidpur,
Distt. - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ritesh Singh, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail in connection with
Bajpatti P.S. Case No. 56 of 2022, lodged on 07.03.2022, under
Sections 8(c)/20(b)(ii)(B) of the N.D.P.S. Act.

3. As per the prosecution, total recovery of 10 Kgs. of
Ganja has been the subject matter of the present case.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
submits that the amount of Ganja recovered from the possession
of the petitioner is much below than the commercial quantity
but higher than the small quantity. The petitioner is in custody
since 02.01.2024 and is accused in one more criminal case, in
which he is on bail.



5. Learned counsel for the State opposes the prayer for bail.

6. Upon the specific query of the Court that whether charges have been framed or not. Counsel for the petitioner submits that as per his knowledge charges have been framed.

7. In this background, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail of the petitioner is hereby rejected. However, liberty is granted to the petitioner that he may renew the prayer for bail three months after framing of the charges.

(Dr. Anshuman, J)

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