

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41502 of 2024

Arising Out of PS. Case No.-11 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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Md. Aslam Ansari son of Late Md. Alaudin Village- Gajuwa Salwe Po- Salwe
Ps- Balumath Dist- Latehar Jharkhand

... .. Petitioner/s

Versus

The Union of India through the Zonal Director, Narcotics Control Bureau,
Patna Zonal Unit Karpoori Karpoori Thakur Sadan CGO Complex D and E
Block Ashiyana Digha Road Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gautam Saha, Advocate
For the UOI/NCB : Mr. Arvind Kumar, CGC

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 23-09-2024 Heard learned counsel for the petitioner as well as

learned APP for the State.

2. In this case, the petitioner is seeking regular bail in
connection with N.C.B. Case No. 11 of 2022, registered for the
offences punishable under Sections 8(c), 18(b), 25, 28, 29, 35
and 60 of N.D.P.S. Act.

3. As per prosecution case, 14 kg liquid opium was
recovered from Brezza Car to which the petitioner is owner
-cum- driver. He was arrested at the spot and alleged contraband
was recovered from the possession of the petitioner.

4. Learned counsel for the petitioner submits that co-
accused Suraj Singh @ Chachu and Faizi Hussain @ Faiz @



Chotu have been granted bail by a co-ordinate Bench of this court.

5. On the other hand, learned counsel for NCB, Mr. Arvind Kumar has opposed the prayer for bail by submitting that the case of the co-accused persons who have been granted bail cannot be equated with the petitioner as they were not arrested at the spot and nothing was recovered from their possession whereas the petitioner is owner as well as driver of the Brezza Car from which 14 kg liquid opium is said to have been recovered and the petitioner was arrested at the spot. The recovered contraband is in commercial quantity.

6. Considering the above-mentioned facts and circumstances as also the fact that the recovered contraband is in commercial quantity, I do not think it to be a fit case for bail, which is hereby rejected.

(Nawneet Kumar Pandey, J)

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