

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53478 of 2023

Arising Out of PS. Case No.-28 Year-2023 Thana- GALGALIYA District- Kishanganj

Md. Hamidun Ansari @ Hamidul Ansari @ Hamidul @ Md. Hamidul S/O
Late Maboob @ Md. Mehabub R/O Village- Darbhanga Tola, Ward No. 05,
Ps. Galgaliya, Dist. Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mrityunjay Kumar

For the Opposite Party/s : Mr. Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 27-02-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Galgaliya
P.S. Case No. 28 of 2023 registered for the offences punishable
under Sections 8(c)/21(b) of the N.D.P.S. Act pending in the
Court of learned C.J.M., Kishanganj.

3. As per the prosecution case, 22.750 grams of
brown sugar has been recovered from the co-accused persons.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. The allegation levelled against the petitioner is not
specific rather general and omnibus in nature. He submits that
nothing has been recovered from the conscious possession of



the petitioner. He further submits that the alleged recovery has been made from a shade which was an open place. The petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Per contra, learned APP for the State opposes the prayer for anticipatory bail and submits that the allegations levelled against the petitioner is serious in nature, hence, he does not deserve privilege of anticipatory bail.

6. Considering the facts and circumstances of case and the nature of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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