

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81766 of 2024

Arising Out of PS. Case No.-340 Year-2023 Thana- NADI P.S. District- Patna

JITENDRA KUMAR S/O RAMJALAM RAI RESIDENT OF VILLAGE-
JETHULI, P.S.-NADI, DISTRICT-PATNA.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad

For the Opposite Party/s : Mr.Abhay Kumar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 16-12-2024 1. Heard the parties.

2. The petitioner apprehends his arrest in connection with Nadi P.S. Case No. 340 of 2023 registered under Section 8, 20(b)(ii)(B) of the N.D.P.S. Act.

3. The prosecution case in brief is that on 11.10.2023 at 07:45 A.M. while the informant was on patrolling duty he received secret information that the petitioner- Jitendra Kumar is carrying a bag containing “Ganja” and coming towards Deedarganj, upon which the Police reached at the place of occurrence and recovered 04 kg of “Ganja” from the said bag but the petitioner managed to flee away.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence in the manner alleged. He submits that the petitioner is not involved



in the trade of “Ganja” and “Ganja” in question has not been recovered from the conscious possession of the petitioner. He next submits that the petitioner works in the Department of Education, Government of Bihar and he was on duty on the said date and time of occurrence. The petitioner has got no criminal antecedent.

5. Regard being had to the submission made by the parties, taking into consideration the fact that 04 Kg “Ganja” has been recovered and the petitioner has been identified by the local villagers as the person who fled away from the crime scene, as such, I am not inclined to grant anticipatory bail to the petitioner. The prayer for the same is rejected.

6. However, if the petitioner surrenders before the court below and seeks regular bail, the court below shall consider the regular bail application on merit without being prejudiced by the fact that the present anticipatory bail application has been rejected by this court.

(Anil Kumar Sinha, J)

praful/-

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

