

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.1966 of 2024**

Arising Out of PS. Case No.-95 Year-2023 Thana- SRINAGAR District- West Champaran

KALYAN KUMAR, SON OF PARDEEP PATEL, RESIDENT OF  
VILLAGE- DUMARIYA, POLICE STATION- BAIRYA, DISTRICT- WEST  
CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

|                          |   |                                                                   |
|--------------------------|---|-------------------------------------------------------------------|
| For the Petitioner/s     | : | Mr. Sarvesh Kashyap, Advocate<br>Mr. Anant Kumar Mishra, Advocate |
| For the Opposite Party/s | : | Mr. Ashok Kumar Singh, APP                                        |

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

4      09-04-2024

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Shrinagar P.S. Case no. 95 of 2023 registered under section 22(B)(II)(b) of the NDPS Act.

3. As per the prosecution case, 240 gms of *charas* like substance was recovered from the vehicle in which the petitioner was also present.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. No incriminating article as alleged in the FIR was recovered either from the petitioner's possession nor from the vehicle in question. There is discrepancy in the seizure list and the contents of the FIR. The petitioner is in custody since 29.7.2023



and has no criminal antecedent.

5. The prayer for bail is opposed by learned A.P.P for the State who submits that the FSL report was called for. As per the contents of the FSL report, the seized article has been found to be *charas*.

6. Having heard learned counsel for the parties and taking into consideration the nature of allegation in the FIR, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

7. Learned trial is directed to expedite the trial.

**(Partha Sarthy, J)**

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