

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5712 of 2025

Arising Out of PS. Case No.-83 Year-2024 Thana- DANDKHORA District- Katihar

Sanjiv Kumar @ Sanjib Kumar S/o- Luro Yadav R/o- Salarpur, PS- Parbatta,
Distt- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh, Advocate

For the Opposite Party/s : Mr. Satyendra Narayan Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 12-02-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Dandkhora PS Case No. 83 of 2024 instituted for the offences
under Sections 20 & 22 of the NDPS Act.

3. Prosecution allegation, in short, is that there is
recovery of 31.110 kg ganja from the possession of accused
persons, including the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner is in custody since 07-09-2024 and
has got no criminal antecedent. Charge-sheet has been
submitted in this case. There is no allegation of tampering of



witnesses alleged against the petitioner. Learned counsel further submits that petitioner has no concern with the recovered contraband.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Learned A.P.P. submits that recovered contraband is above the commercial quantity, hence, there is bar under Section 37 of the N.D.P.S. Act.

6. Considering the aforesaid facts and circumstances of the case and recovery of contraband beyond commercial quantity coupled with embargo under Section 37 of the N.D.P.S. Act, this Court is not inclined to grant bail to the petitioner.

7. The prayer is *rejected*.

8. The Trial Court is directed to expedite the trial as expeditiously as possible without any undue delay and unnecessary adjournments.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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