

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36347 of 2025

Arising Out of PS. Case No.-36 Year-2025 Thana- DUMARIAGHAT District- East
Champaran

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Bijli Hajara S/O Badri Hajara Resident of village - Gad Gamhariya Sugaha
Bhawanipur, P.S.- Kangali District- West Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

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

ORAL ORDER

2 17-06-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in NDPS GR Case No. 29
of 2025, arising out of Dumariyaghat PS Case No. 36 of 2025.
instituted for the offences under Sections 8, 20(b)(ii)(c) & 25 of
the NDPS Act.

3. Prosecution allegation, in short, is that there is
recovery of 62.790 Kg ganja from a car.

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 15-02-2025 and
has got no criminal antecedent. Learned counsel for the
petitioner submits that petitioner is neither the owner nor the



driver of the car in question. It is submitted that charge sheet is submitted in this case without FSL report.

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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