

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63788 of 2025

Arising Out of PS. Case No.-120 Year-2024 Thana- GHORASAHAN District- East
Champaran

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Sambhu Prasad @ Shambhu Prasad @ Sambhu Prasad Chaudhary S/o Late
Satyanarayan Prasad R/o - Ghorasahan, P.S - Ghorasahan, District - East
Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar
Mr. Roop Kishan
For the Opposite Party/s : Mr. Bharat Bhushan

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 24-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in
connection with Ghorasahan P.S. Case No. 120 of 2024
registered for the offence under Sections 8, 17(b), 18(b) of the
NDPS Act.

3. As per the prosecution case, the recovery is of
1.9 kg of Afim from the motorcycle of the petitioner.

4. It has been submitted by the learned counsel for
the petitioner that the petitioner is innocent and he has falsely
been implicated in this case. He further submits that the
petitioner has transferred the motorcycle to one Satyendra and
has executed all the documents but could not get the name
changed in the registration certificated and because of the same,
he is harassed by the police.

5. In view of the aforesaid submission, this



application is disposed of with liberty to the petitioner to approach the Superintendent of Police, East Champaran with a representation annexing the documents of transfer and thereafter, the Superintendent of Police, East Champaran will direct the I.O. to carry further investigation with regard to the fact that whether the steps for transferring the ownership of the motorcycle has been taken by the petitioner or not. If it is found that the petitioner has taken all the necessary steps to transfer the ownership of the motorcycle then the police will exonerate the petitioner and in case the transfer is found to be false then the petitioner may be charge-sheeted by the police.

6. The aforesaid exercise must be done within two months from today and for the next two months the petitioner shall not be arrested in connection with Ghorasahan P.S. Case No. 120 of 2024.

7. Let a copy of this order be communicated to the Superintendent of Police, East Champaran through FAX for its compliance.

(Sandeep Kumar, J)

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