

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31387 of 2017

Arising Out of PS.Case No. -75 Year- 2017 Thana -DURGAWATI District- BHABHUA (KAIMUR)

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Sanjay Ram Son of Late Shiv Kumar Ram, R/o Village- Nai Basti
(Madhopur) P.S.- Durgawati, District- Kaimur at Bhabua.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan, Advocate

For the Opposite Party/s : Mr. R.P. Nat, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 11-08-2017 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner is in custody since 03.05.2017 in connection with Durgawati P.S. Case No. 75 of 2017 for the alleged offences under Sections 8/20(b) (ii) (B)/25 of N.D.P.S. Act.

3. It is submitted that the petitioner has been falsely implicated as admittedly even according to the FIR the incriminating goods were found outside the main door of the house of the petitioner. The search was conducted in the absence of the petitioner or any other family member. Contrary to the information that the petitioner and one Madan Singh had brought substantial quantity of liquor and kept in the petitioner's house, no liquor has been recovered which casts doubt on the allegation. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction



of learned Sessions Judge-cum- Special Judge, Kaimur at Bhabua in connection with Durgawati P.S. Case No. 75 of 2017 on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Chandran/BT

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