

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33309 of 2018

Arising Out of PS.Case No. -41 Year- 2017 Thana -RATANPURA District- SUPAUL

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1. Bechu Mehta @ Bachhu Mehta Son of Jitu Mehta Resident of Village -
Gadhiya, Police Station - Bhaptiyahi, District - Supaul.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Naresh Kumar Mehta

For the Opposite Party/s : Mr. Sri Sunil Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 16-07-2018

Heard learned counsel for the petitioners and the State.

The petitioner apprehends arrest in Ratanpura P.S. Case No.
41 of 2017 instituted for the offence under Sections-20(b) and 22 of the
NDPS Act.

In the written report, it is alleged that near Koshi river in
village-Parsahi at Indo-Nepal Border, 50 packets of Ganja containing 2
kg. each were recovered. The petitioner is not named in the written
report. The name of this petitioner has been disclosed by co-accused
Ranjeet Kumar Yadav in his confessional statement.

Counsel for the petitioner submits that the petitioner has
clean antecedent. The other co-accused namely, Vinod Kumar @ Vinod
Mangrait @ Vinod Kumar Mangardaita with similar allegation has
been granted anticipatory bail by a coordinate bench of this court vide
order dated 13-06-2018 passed in Cr. Misc. No. 31954 of 2018.



In such circumstances, prayer for anticipatory bail is allowed and it is ordered that the petitioner named above in the event of his arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with in Ratanpura P.S. Case No. 41 of 2017, Special Case No. 14 of 2017 to the satisfaction of learned District & Sessions Judge, Supaul subject to condition as laid down u/S 438(2) of the Cr.P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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