

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16362 of 2019

Arising Out of PS. Case No.-118 Year-2018 Thana- SANJHOLI District- Rohtas

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KAMESHWAR SINGH @ VANE SINGH, son of Late Ramvachan Singh,
resident of Village Sanjhauli, P.S. Sanjhauli, District Rohtas at Sasaram

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raghunandan Kumar Singh

For the Opposite Party/s : Mr.Ajay Kumar

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 27-03-2019 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner is languishing in judicial custody since
01.01.2019 in connection with Sanjhauli P.S. Case No. 118 of
2018 for offences punishable under Sections 8(b)(II)(c) of the
Narcotic Drugs and Psychotropic Substances Act, 1985.

The prosecution case, as lodged by the police
personnel, is that on secret information that the petitioner is
selling contraband item from his kirana shop, a raid was
conducted in the shop and house of the petitioner and from
the house 400 gms of substance like ganja was recovered.
Accordingly, a seizure-list was prepared.

It has been submitted by the learned counsel for
the petitioner that he is innocent, bears no criminal history



and being on inimical terms with the local villagers, who had business competition with the petitioner, he has been falsely implicated in the aforesaid case. It is submitted that no FSL report has been obtained regarding the seized contraband item whether it was ganja or not and that charge-sheet has already been submitted there being no allegation of tampering with the prosecution witnesses.

However, learned APP for the State opposes the prayer for bail.

Considering the nature of allegations and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Rohtas at Sasaram, in connection with Sanjhauli P.S. Case No. 118 of 2018, subject to the following conditions :

1. One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.
2. If the petitioner indulges in an offence of similar nature in future, the prosecution will be at liberty to



move the learned court below for cancellation of
his bail bonds.

(Nilu Agrawal, J)

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