

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.79318 of 2018**

Arising Out of PS. Case No.-96 Year-2018 Thana- VAISALI GRP CASE District- Vaishali

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Arvind Mahto @ Arvind Kumar, Son of Bimal Mahto, Resident of Village-  
Chandpura, P.S.- Raghopur, District - Vaishali

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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**Appearance :**

|                            |   |                                                                              |
|----------------------------|---|------------------------------------------------------------------------------|
| For the Petitioner/s       | : | Mr. Surendra Kumar Singh, Adv.<br>Ms.S udha Chandra<br>Ms. Tulika Singh, Adv |
| For the Opposite Party/s : |   | Mr.Sri Brajendra Nath Pandey (APP)                                           |

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**CORAM: HONOURABLE MR. JUSTICE S. KUMAR**  
**ORAL ORDER**

3      19-02-2019                      Heard learned counsel for petitioner and learned  
counsel for the State.

Petitioner, who is in custody, seeks bail in  
connection with Sonapur (Hajipur) Rail P.S. Case No. 96 of  
2018 registered for the offences punishable under Sections  
8/20(B)(II)(C), 22, 29 of the N.D.P.S. Act.

Informant who is a police officer has stated in his  
written complaint that on receiving secret information that three  
miscreants are waiting to take a train with contraband substance  
and thereafter he reached the platform and found three persons  
sitting near the over bridge and from possession of petitioner 12  
Kgs. of Ganja was recovered which was kept in a bag.



It has been submitted on behalf of the petitioner that he has been falsely implicated in this case and he is having no criminal antecedent. Petitioner is in custody since 04.08.2018.

Considering the nature of allegation and recovery of 12 Kgs. Of Ganja, I am not inclined to grant bail to the petitioner. Accordingly the prayer for bail is rejected at this stage.

However, petitioner may renew his prayer for bail in court below after completion of one year in judicial custody and shall be released on bail after one year of custody on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned In-charge Sessions Judge, Vaishali at Hajipur, in connection with Sonapur (Hajipur) Rail P.S. Case No. 96 of 2018, with conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.
- (3) If the 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.
- (4) If the petitioner is found involved in similar nature of offences, after his release on bail the



trial court shall take steps to cancel his bail bonds.

With the aforesaid liberty this criminal miscellaneous stands disposed of.

**(S. Kumar, J)**

Rajiv/-

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