

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35842 of 2023

Arising Out of PS. Case No.-40 Year-2022 Thana- BHADHWAR District- Gaya

SHEONANDAN SINGH Son of Dina Singh Resident of Village - Navigarh,
P.S.- Bhadwar, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Promad Kumar Singh, Advocate

For the Opposite Party/s : Mr. Raj Kishor Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 01-08-2023 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Bhadwar P.S. Case No. 40 of 2022 registered for the
offences punishable under Sections 8(b), 18 and 29 of the
N.D.P.S. Act.

3. Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and the informant
alleges that on direction of superior officers, he along with other
officials visited Nabigarh P.S. and found illegal cultivation of
opium on 61.6 acres of forest land and 0.5 acres on non-forest
land and came to know that accused persons, including the
petitioner, were involved in cultivation of illegal opium.

4. Learned counsel for the petitioner submits that



petitioner has been falsely implicated in the present case, it is next submitted that from perusal of the allegations as alleged in the FIR it would manifest that cultivation of opium was found on forest land and a very insignificant cultivation was found on private land, it is further submitted that it appears that the forest officials in connivance were indulging in cultivation of opium and when it came to the knowledge of the superior authorities, the present false case came to be instituted with vague allegation, it is further submitted that the FIR does not disclose the source based on which the informant came to know about the involvement of the petitioner in the occurrence. Learned counsel for the petitioner further submits that the petitioner will not abscond rather will cooperate in the investigation and will present himself as and when required by the Investigating Officer of the case for eliciting the truth and proving his innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on



anticipatory bail on furnishing bail bonds of Rs. 10,000/-
(Rupees Ten Thousand) each with two sureties of the like
amount each to the satisfaction of the learned court below where
the case is pending/successor court in connection with Bhadwar
P.S. Case No. 40 of 2022 subject to the conditions as laid down
under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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