

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55081 of 2022

Arising Out of PS. Case No.-163 Year-2022 Thana- MAJORGANJ District- Sitamarhi

Sonu Kumar Son of Late Ramashankar Singh R/V- Kharsan, P.s- Riga, Dist-
Sitamarhi at present Prakhand Chowk, Mejorganj, P.S- Majorganj, Dist-
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Thakur,
Ms. Vaishnavi Singh, Advocates
For the Opposite Party/s : Mr. Akshay Lal Pandit, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 10-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail, who is in custody since
22.06.2022, in connection with Mejorganj P.S. Case No. 163 of
2022, F.I.R. dated 21.06.2022 registered for the offences
punishable under Sections 21(c)/29 of the narcotic Drugs and
Psychotropic Substance Act.

The case relates to recovery of huge quantity of
psychotropic substances from the shop of the petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case. He further submits that as per allegation the
prosecution had searched the medicine shop of the petitioner



and they bound some medicines on the suspicion that the recovered medicines is containing psychotropic substance without any basis. He further submits that all the medicines which was recovered from the shop of the petitioner is under the prescribed limit and the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 22.06.2022.

The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner but fairly submits that the FSL report suggests that all the medicines which was recovered from the shop of the petitioner is confirmed under the prescribed limit. He further submits that the petitioner carries one more case other than the present one in which he is on bail.

Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge cum Special Judge, N.D.P.S. Act, Sitamarhi in connection with Mejorganj P.S. Case No. 163 of 2022, subject to the following conditions :-

- (1) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Ibrar//-

U		T	
---	--	---	--

