

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60445 of 2022

Arising Out of PS. Case No.-276 Year-2022 Thana- ITARHI District- Buxar

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Dhuran Chauhan Son Of Late Munna Chauhan R/V- Bhelupur, P.S- Itarhi
Dist- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Surendra Kumar Singh
For the Opposite Party/s : Mr.Umeshanand Pandit

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 10-01-2023 Learned counsel for the petitioner is permitted to

make correction in para-1 of the bail application, in course of

the day.

Heard learned counsel for the parties.

The petitioner is apprehending his arrest in a case

registered for the offence punishable under Sections 20(b)(II)

(B), 22(b) 29 of the NDPS Act.

Learned counsel for the petitioner submits that the

petitioner is innocent and has been falsely implicated in this

case. He submits that as a matter of fact, the brother of the

village Choukidar is the liquor supplier of the village and the

locality and at one point of time when the raid was made in the

house of one Ram Dayal Paswan, the petitioner was cited as

witness as such Choukidar has an apprehension that it was the

petitioner who has intimated this matter to the DSP and SP,



Buxar. He submits that no contraband article has been recovered from the possession of the petitioner or his house. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Itarhi P.S. Case No. 276 of 2022.

However, if the petitioner surrenders before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be considered by the learned court below on the same day without being prejudiced by this order considering the fact that no contraband article has been recovered from the possession of the petitioner.

(Anjani Kumar Sharan, J)

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