

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9001 of 2024

Arising Out of PS. Case No.-771 Year-2023 Thana- Excise P.S. District- Aurangabad

Arun Ram Son Of Mahadev Singh @ Mahadev Ram Village -BASO Ps-
Hariharganj District -Palamu Jharkhand

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Singh, Advocate

For the Opposite Party/s : Mr.Rajiv Nayan, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-03-2024 1. Heard learned counsel for the petitioner as well as
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Sections 20(b), 22 of the N.D.P.S. Act.

3. The learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and allegation is of
recovery of 12 Kilograms of 'Ganja' from a Scorpio vehicle.

4. It is next submitted that Shivam and Ankit Kumar
were arrested from the Scorpio vehicle. It is further submitted
that Shivam is son of the petitioner and the petitioner came to be
implicated in the instant case on the ground that the vehicle
from which 'Ganja' was recovered is registered in his name. It is
further submitted that no prudent person would use his own
vehicle for committing an occurrence and thus would create



evidence against himself and hence would get implicated. It is next submitted that petitioner was completely unaware that his son was involved in such type of nefarious activities who was also apprehended from the spot. The learned counsel next submits that petitioner will not abscond rather will cooperate in the investigation.

5. The learned APP opposes the anticipatory bail application.

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, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Excise Case No.771 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned trial court bringing to its notice that petitioner despite giving assurance to this Court is not cooperating in the



investigation, in that event, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner after giving him an opportunity of hearing.

8. It is further made clear that in the event if charge sheet is submitted connecting the petitioner with the offence, in that event, the present anticipatory bail order shall loose its effect.

9. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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