

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25959 of 2024

Arising Out of PS. Case No.-13 Year-2022 Thana- DHANGAI District- Gaya

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Ganesh Singh Bhokta @ Ganesh Singh S/O Late Buttu Singh Bhokta R/O
Village- Barsuddi, P.S- Dhangai, Distt.- Gaya.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Aryan Singh

For the Opposite Party/s : Mr. Ajit Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 10-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Dhangai
P.S. Case No. 13 of 2022 registered for the offences punishable
under Section 8, 15, 18(C), 25 of the N.D.P.S. Act.

3. The petitioners are said to have engaged in
illegal cultivation of opium.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this
case. The allegation levelled against the petitioner is not
specific rather general and omnibus in nature. He submits that
no specific overt act is alleged against the petitioners. The
petitioner has no criminal antecedent as mentioned in para-3 of
this application.



5. Learned APP for the State vehemently opposing the bail petition submitted that the anticipatory bail of similarly situated co-accused has been rejected by this Court vide order dated 22.11.2022 passed in Cr. Misc. No. 40441 of 2022.

6. Considering the facts and circumstances of case, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

7. However, if the petitioner surrenders before the learned Court below within six weeks from today and seek regular bail, the learned Court below would pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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