

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50688 of 2024

Arising Out of PS. Case No.-405 Year-2023 Thana- BACHHWARA District- Begusarai

Saket Kumar Son of Late Vinod Choudhary @ Late Ram Vinod choudhary
R/o- Village- Fateha, P.S.- Bchhawara, Distt.- Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Union Of India Through The Ncb, Bihar Patna Patna Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Bhushan Prasad, Adv
For the Opposite Party/s : Mr.Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 21-08-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner apprehend his arrest in connection with Bachhwara P.S.Case No. 405 of 2023 dated 17.12.2023 instituted for the offence punishable under Sections 20 (B) ii C, 22, 29 of the N.D.P.S Act and section 25 (1-B) a, 26,35 of the Arms Act.

3. The prosecution case, in short, is that 4 Kg Ganja, two pistol and cartridges were recovered from apprehended co-accused person namely, Raushan Kumar @ Rana. The apprehended co-accused person disclosed the name of the petitioner.

4. Learned counsel for the petitioner submitted that petitioner is innocent and has falsely been implicated in this case. On the basis of disclosure made by the apprehended co-



accused Raushan Kumar @ Rana, petitioner has been made accused in the present case. It is further submitted that nothing has been recovered from conscious possession or house of the petitioner. Except disclosure, there is no material against the petitioner. It is further submitted that petitioner is neither owner nor driver of the seized motorcycle. The petitioner has clean antecedent.

5. Learned A.P.P for the State has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of the learned counsel for the parties, in the event of arrest/ surrender of the petitioner within a period of six weeks from today, in connection with Bachhwara P. S. Case No. 405 of 2023 he will be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Sessions Judge, Begusarai, subject to condition as laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

N.K/-

(Khatim Reza, J)

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