

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69991 of 2024

Arising Out of PS. Case No.-503 Year-2024 Thana- AGAMKUAN District- Patna

Ram Kishun Saw son of Late Vishwa Sao @ Late Vishu Sao Village-
Hanuman Nagar, Sanjay Nagar, Gandhi Nagar, Ps- Patrakar Nagar, Dist-
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. N.K. Agrawal, Sr. Adv.
Mr. Kumar Rajdeep, Adv.
Mr. Shyam Kumar Choudhary, Adv.
For the Opposite Party/s : Mr. Manoj Kumar, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-10-2024 Heard learned senior counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Agamkuan P.S. Case No. 503 of 2024 registered for the offences
punishable under Sections 21 and 22 of N.D.P.S. Act.

3. As per prosecution case, when the informant along with
raiding party reached at the place of occurrence, one person,
who was shutting the shutter of the shop started fleeing away.
On search, 13,320 bottles of codeine contained cough syrup and
15*8 capsules of Winspasmo Forte have been recovered from
the said place. On enquiry, witness Vinod Kumar disclosed that
the said house is of his father, namely, Kishun Saw and the said



house (Godown) was rented to one Sonu Kumar.

4. It is submitted by learned senior counsel for the petitioner that petitioner is quite innocent and has committed no offence. No such occurrence as alleged has ever taken place. He has been falsely implicated in this case due to ulterior motive. The allegation levelled against the petitioner is totally false and based on concocted facts. His name has been transpired in the present case merely because he is owner of the said house from where the alleged medicines have been recovered. The real fact is that the petitioner had rented the said godown to one Sonu Kumar for which an agreement was entered into between the petitioner and Sonu Kumar on 15.05.2024. The rent agreement is enclosed in the bail application at Annexure-P/2. It is further submitted that nothing has been recovered from the possession of the petitioner. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case as well as the rent agreement annexed at Annexure-2, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/-



(Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in connection with Agamkuan P.S. Case No.503 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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