

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.752 of 2024

Arising Out of PS. Case No.-26 Year-2023 Thana- ARA RAIL P.S. District- Bhojpur

HARE KRISHNA SINGH @ CHHOTU SINGH SON OF LATE RAM
KUMAR SINGH @ RAJ KUMAR SINGH R/O VILLAGE- MASARH, P.S.-
UDWANTNAGAR, DIST.- BHOJPUR

... .. Petitioner/s

Versus

The State of Bihar PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Suresh Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 31-01-2024 Heard the learned counsel for the petitioner as well as
learned APP for the State.

2. At the very outset, the learned counsel for the
petitioner has submitted that due to mistake, the father's name of
the petitioner has wrongly been typed as 'Ram Kumar Singh' in
place of 'Ram Kumar Singh @ Raj Kumar Singh'.

3. Let it be rectified in course of the day.

4. The petitioner apprehends his arrest in connection
with Ara Rail P.S. Case No. 26 of 2023, registered for the offences
punishable under Sections 8, 20(b) (ii) (B)/29 of the NDPS Act,
1985.

5. As per allegation, the informant, on a secret
information, conducted a raid and arrested four accused persons,



who were involved in illegal smuggling of *ganja*. On search, 9 kg of *ganja* was recovered from the bag of co-accused Gopal Singh. Some mobile phones and tickets were also recovered from other co-accused persons. The petitioner is also alleged to be involved in illegal business of *ganja* in connivance with other accused persons.

6. The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. There is no allegation at all in the FIR against the petitioner of possessing *Ganja* and the FIR itself shows that the petitioner was working as *chowkidar* in Karnataka. No case of similar nature is pending against him.

7. On the other hand, the learned APP for the State has opposed the prayer for bail.

8. From perusal of the FIR, it appears that 9 kg of *ganja* was recovered from the bag which was being carried by Gopal Singh, the brother of the petitioner and the FIR itself shows that the petitioner was working as *chowkidar* in Karnataka. The petitioner is not involved in any other case of similar nature.

9. Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs.



10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Bhojpur, Ara in connection with Ara Rail P.S. Case No. 26 of 2023, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Nawneet Kumar Pandey, J)

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