

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2017 of 2025

Arising Out of PS. Case No.-681 Year-2024 Thana- SAHARSA SADAR District- Saharsa

Satyabrata Mishra @ Chunnu Jha @ Satyabrat Jha S/O Baidyanath Mishra
R/O Vill.- Chainpur Ward no. 5, P.S.- Bangaon, Dist.- Saharsa.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Vaishnavi Singh, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 24-04-2025 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends his arrest in connection
with Saharsa Sadar P.S. Case no.681 of 2024 registered under
sections 8, 20(b)(ii)(B) of the N.D.P.S. Act.

3. As per the prosecution case, a secret information
having been received that one Sanjit Kumar involved in the
business of liquor in an auto garage situated in the house of the
one Raj Kishore Yadav, the police party conducted raid and
5.950 kgs of *ganja* was recovered from the said auto garage and
also apprehended the accused Sanjit Kumar on the spot who
disclosed that he was engaged in the sale of ganja alongwith the
owner of the house, Raj Kishore Yadav. Hence, the FIR was



lodged against two persons Sanjit Kumar and Raj Kishore Yadav.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. No recovery has been made from physical or conscious possession of the petitioner and the recovery has been shown from an auto garage which belonged to the apprehended person who is a tenant of Raj Kishore Yadav and not the petitioner herein. The name of the petitioner has transpired in the case at a belated stage of investigation only for the reason that he also happens to be the tenant of the said Raj Kishore who runs auto spare parts shop. Further, the petitioner's name finds no mention in the statement of the apprehended accused. The petitioner has no criminal antecedent and undertakes to cooperate in the case/trial.

5. The application for anticipatory bail is opposed by learned A.P.P. for the State.

6. Considering the entire facts of the case, it is directed that the petitioner, above named having no criminal antecedent in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Saharsa Sadar P.S. Case no.681 of 2024 on furnishing bail bond of Rs.10,000/- (Rupees



Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Principal Sessions Judge-cum-Special Judge, NDPS Act, Saharsa, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of the B.N.S.S, 2023.

(Soni Shrivastava, J)

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