

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78482 of 2025

Arising Out of PS. Case No.-238 Year-2025 Thana- BANJARIA District- East Champaran

Ranjeet Kumar Gupta, S/o- Ram Ekbal Gupta, R/v- Thakurbari Near Ranisati
Mandir, W.No-16, P.S.- Motihari Town, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prateek Tandon, Advocate

For the Opposite Party/s : Mr. Kalyan Shankar, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 28-11-2025 Heard the parties.

2. The petitioner is apprehending his arrest in connection with Banjariya P.S. Case No. 238 of 2025 registered for the offences punishable under Sections 127(2) and 307 of the Bharatiya Nyaya Sanhita, 2023.

3. Based upon the written report, the prosecution alleges that while the informant was going to deliver 39 cartoons of medicine of Medoc Drug Agency to the house of Captan Puskar Jha at Belbanwa, in the meanwhile, the petitioner along with other accused persons intercepted and taken the informant into their confinement and stolen all the medicines.

4. Learned Advocate for the petitioner submitted that the present case is nothing, but an offshoot of business rivalry and previous enmity. To get the fair investigation, the brother of



the petitioner has also filed an application before the Deputy Inspector General of Police, Tirhut Range, West Champaran. It is further submitted that the informant Sunny Kumar is a staff of one Ankit Raj, who is proprietor of Ayus Drug International at Agarwa, Motihari Town and he was also doing his retail business of medicines with the petitioner. It is further submitted that the drug license of Ankit Raj is presently suspended and who is doing his business of medicine with Captan Puskar Jha and since there is some amount of medicine due against Ankit Raj of Rs. 21,52,993/- of the petitioner, the said Ankit Raj issued two cheques, but both the cheques were bounced due to insufficient money and when the petitioner asked to return the money, the present F.I.R. came to be instituted by making a false allegation. The petitioner is a wholesale dealer of medicine and having fair antecedent, moreover, the occurrence took place on 21.04.2025 and the present F.I.R. came to be instituted on 23.04.2025 and, as such, false implication of the petitioner cannot be ruled out.

5. On the other hand, learned APP for the State vehemently opposes the bail application and submits that the recovery of stolen medicine from the house of the petitioner clearly suggests his complicity in the crime, besides the specific



accusation.

6. Regard being had to the submissions advanced by the learned Advocate for the respective parties and taking note of the fair antecedent, as also the previous enmity with Ankit Raj, besides the fact that the petitioner is also engaged in wholesale dealing of medicine, let the petitioner, named above, in the event of his arrest or surrender before the court below within four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Banjariya P.S. Case No. 238 of 2025, subject to the condition as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 with the further condition that one of the bailors shall be the own/close relative of the petitioner.

(Harish Kumar, J)

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