

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89613 of 2024

Arising Out of PS. Case No.-87 Year-2024 Thana- MESKAUR District- Nawada

Rajendra Saw @ Karu Saw @ Rajendar Sao @ Karu Sao Son of Late Kisun
Saw Resident of Village - Baiju Bigha, P.S. - Maskaur, District - Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh

For the Opposite Party/s : Mr. Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

5 01-07-2025 Heard learned Counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner seeks regular bail in a case registered
for the offences punishable under Sections 8/20(b) (II)B of the
N.D.P.S. Act.

3. As per the prosecution case, on a secret
information, a raid was conducted at Scrap Shop of Rajendra
Saw (petitioner) and total 2kg 300 gram of ganja was recovered
from a bag.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. It is further submitted that the petitioner is an old
person of 68 years and was not aware of the content which was
kept in the said bag as he happens to be a junk dealer. It is next



submitted that admittedly the quantity of said recovery is more than small quantity, however, it is far less than the commercial quantity. It is lastly submitted that the petitioner has clean antecedent and is in custody since 27.09.2024.

5. Learned APP for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid submissions of the parties and also considering the period of custody, let the petitioner above-named, be enlarged 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 Court concerned, Nawada, in connection with Maskaur P.S. Case No. 87 of 2024, subject to the following conditions:-

(i) One of the bailors will be close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be canceled by the Court concerned.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution will be at liberty to move for cancellation of his bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has



concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. The application stands allowed.

(Sourendra Pandey, J)

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