(2026:JHHC:19815)

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 5273 of 2026

Surendra, aged about 21 years, son of Ram Gopal, resident of Ward No. 13, Kakra, Bikaner, P.O. & P.S.-Bikaner, Dist.-Bikaner (Rajasthan) … Petitioner

Versus

The State of Jharkhand ··· Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Nilesh Kumar, Advocate
: Ms. Priyanka Agrawal, Advocate
For the State : Mr. Rakesh Kr. Sinha, Addl. P.P.

Order No.03 Dated- 06.07.2026

Heard the parties.

The petitioner has moved this Court for grant of bail in connection with NDPS Case No. 23 of 2024 arising out of Namkum (Kharshidag) P.S. Case No.50 of 2024 registered for the offences punishable under sections 15(c)/18(B)/22(c)/25/29 of the N.D.P.S. Act.

This is the third journey of the petitioner with the prayer for regular bail and the allegation against the petitioner is that the petitioner was involved in transportation of 1800 kg of poppy husk which comes under commercial quantity. The learned counsel for the petitioner submits that the fresh ground is that the petitioner has remained in custody for some more time. Hence, it is submitted that the petitioner be admitted to bail.

Learned Addl. P.P. appearing for the State vehemently opposes the prayer for bail and submits that keeping in view the fact that poppy husk in commercial quantity has been seized by the trailer driven by the petitioner, the rigors of Section 37 of the N.D.P.S. Act, 1985 is attracted in this case and in the absence of any material to suggest that the petitioner is not guilty of the offences and that he is not likely to commit any offence while on bail, the petitioner ought not to be admitted to bail.

Considering the serious nature of allegation against the petitioner of recovery of poppy husk in commercial quantity and in the absence of any material for this Court to be satisfied that there are reasonable grounds for believing that the petitioner is not guilty of the offences and that he is not likely to commit any offence if admitted to bail, this Court is not inclined to admit the petitioner on bail. Accordingly, the prayer for bail of the abovenamed petitioner is rejected.

(Anil Kumar Choudhary, J.)

06.07.2026
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