IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 3231 of 2026

Dilip Horo aged about 27 years S/o Jairam Horo R/o village-Remta, P.O.-Tarosiladon, P.S.- Khunti, Dist- Khunti
… Petitioner

Versus

The State of Jharkhand … Opp. Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Amit Kumar , Adv.
For the State : Mr. Vishwanath Roy, Spl. PP

03 / 10.06.2026 Heard the parties.

The petitioner has been made accused in connection with Bandgaon P.S. Case no. 16 of 2023 (S) instituted under Section 15(c)/18/25 of N.D.P.S. Act.

Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner was getting transported 1971.75 kg of poppy husk, which comes under commercial quantity, in his Bolero pick up van, which was seized by police. It is submitted that the allegation against the petitioner is false. It is next submitted that the petitioner has been in jail custody since 06.11.2025 , as mentioned in para 5 of this bail application. It is next submitted by learned counsel for the petitioner that the petitioner is ready and willing to co-operate with the trial of the case. It is next submitted that the co-accused with similar allegations has already been admitted to bail by a co-ordinate Bench of this court vide order dated 20.06.2024 passed in B.A. No. 8636 of 2023 hence, the petitioner may be admitted to bail.

Learned Spl. P.P. appearing for the State vehemently opposes the prayer for bail and submits that

allegation against the co-accused person, who has been granted bail, stands on a different footing than that of the petitioner of this case and keeping in view the fact that there is direct and specific allegation against the petitioner that the petitioner is the kingpin who was organizing the transportation of poppy husk for its sale; there is every chance of him absconding and tampering with evidence, if released on bail. It is next submitted that 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 allegations and that there is no chance of him being not involved in any offence while on bail, the petitioner ought not be released on bail. It is lastly submitted that the prayer of the petitioner for bail, be rejected.

Considering the serious nature of allegation against the petitioner and recovery of poppy husk in commercial quantity and in the absence of any material to suggest that the petitioner is not guilty of the allegations or that there is no chance of him not committing any offence if admitted to bail; this Court is not inclined to release the petitioner on bail.

Accordingly, the prayer for bail of the above-named petitioner is rejected.

(**ANIL KUMAR CHOUDHARY, J.)**

Dated 10.06.2026
Smita/-