

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35663 of 2025

Arising Out of PS. Case No.-53 Year-2025 Thana- ATRI District- Gaya

Salauddin Ansari @ Salaudin Ansari @ Salahuddin Ansari S/o Late Muslim
Ansari R/o Village- Gopalpur, P.S.- Sherghati, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dheeraj Kumar, Advocate

For the Opposite Party/s : Mr. Uday Chand Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

3 13-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Atri P.S. Case No.53 of 2025 registered under Section 8, 20 (b)
(ii) (B) and 22 of the N.D.P.S. Act.

3. As per the prosecution case, there is recovery of
4.276 kg of *Ganja* like substance from the bag of the petitioner,
who was sitting on the *Tempoo*.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. Further submission is that the seized material does not
belong to the petitioner. Nothing has been recovered from the
conscious possession of the petitioner. There is violation of
mandatory provisions of search and seizure. Petitioner is a
handicapped person, who was only a passenger on the seized
Tempoo, from which alleged contraband was recovered. It is



also submitted that co-accused Rajesh Kumar Sinha, who was driver of the seized *Tempoo*, has already been granted bail by a Co-ordinate Bench of this Court *vide* order dated 30.04.2025 passed in Cr. Misc. No. 24223 of 2025. The charge-sheet has already been submitted in this case and there is no chance of absconding of the petitioner or tampering with the evidence. It is also submitted that petitioner has one criminal antecedent which does not belong to the N.D.P.S. Act. Petitioner is in custody since 08.02.2025 and he undertakes to cooperate in the trial.

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

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge, N.D.P.S. Act, Gaya in connection with Atri P.S. Case No.53 of 2025.

(Sunil Dutta Mishra, J)

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