

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.73457 of 2025**

Arising Out of PS. Case No.-140 Year-2025 Thana- KAJI MUHAMMADPUR District-  
Muzaffarpur

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Jai Prakash Kumar S/o- Surendra Yadav R/v- Shitalpatti Ps- Chiraiya Dist-  
East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Anil Kumar, Adv.

For the Opposite Party/s : Mr. Tarun Prasad Mandal, Adv.

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**CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY**  
**ORAL ORDER**

2      09-12-2025                      Heard Mr. Anil Kumar, learned counsel for the  
  
petitioner and Mr. Tarun Prasad Mandal, learned APP for the  
  
State.

2. The petitioner has prayed for bail in connection  
with Kazi Mohammadpur P.S. Case No. 140 of 2025 registered  
for the offence punishable under Sections 8(c), 17C, 21C of the  
N.D.P.S. Act, the police has submitted chargesheet for the  
offence under Sections 8(c), 17C and 21C of the N.D.P.S. Act  
and Section 111 of the B.N.S., 2023.

3. The case of the prosecution in short is that from the  
bag of this petitioner, altogether 1026 gram of crude brown  
sugar was recovered.



4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this case. He also submits that nothing has been recovered from the possession of this petitioner. It has also been submitted that the seizure was not made at the place of occurrence; rather, the petitioner and others were brought to P.S., where the seizure was made. He further submits that the Section 15 notice was not given to them. The provisions of Section 105 of the BNSS were also not complied with. A statement has been made in para 3 of the petition that the petitioner has no criminal antecedent. Moreover, the petitioner is languishing in judicial custody since 15.05.2025.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as the commercial quantity of contraband has been recovered from the bag of this petitioner, this Court is not inclined to enlarge the petitioner on bail at this stage. However, the petitioner will be at liberty to renew his prayer for bail after six months if the trial is not concluded.



7. Accordingly, the bail petition of the petitioner stands rejected.

**(Ashok Kumar Pandey, J)**

Sudhanshu/-

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