

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84037 of 2025

Arising Out of PS. Case No.-68 Year-2025 Thana- HARPUR District- East Champaran

NAVAL PRASAD YADAV S/O Ayodhya Ray @ Ram Ayodhya Ray R/O
Vill.- Amawa, P.S.- Turkauliya, Dist.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate
For the Opposite Party/s : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 12-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 8, 23 (c), 20 (B) (II) ©, 25 and 29 of the NDPS Act and Section 111 (2) of the BNS.

3. The case of the prosecution is that altogether 15.8 Kg. of ‘ganja’ was recovered from the possession of this petitioner.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in connection with the present case. It is further submitted that while making seizure, police have not applied Section 105 of the BNSS Act and the witnesses of the seizure list are police personnel. It has also been submitted that the quantity of



contraband, which has been recovered from the possession of this petitioner, is though more than small quantity but much less than commercial quantity. Nothing has been recovered from the conscious possession of this petitioner. Moreover, the petitioner is languishing in judicial custody since 26.05.2025.

5. Learned APP appearing for the state has opposed the prayer of regular bail stating that the petitioner has one criminal antecedent of similar nature of offence.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Harpur P.S. Case No. 68 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Special Judge, East Champaran, Motihari, subject to the condition that the petitioner shall not indulge himself in similar nature of offence in future.

(Ashok Kumar Pandey, J)

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