

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.470 of 2026

Arising Out of PS. Case No.-191 Year-2025 Thana- R S P.S. District- Araria

Md. Javed @ Md. Jawed S/O Late Riyasat @ Md. Riyasat Hussain Resident
of Hariya Wade, Ward no.- 5, P.O.- Hadia Bara, P.S.- Araria R.S., District-
Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjeet Choubey, Adv

For the Opposite Party/s : Mr.Kanhaiya Kishore (App.100)

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 15-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in connection with
Araria R.S. P.S Case No. 191 of 2025 registered for the offences
punishable under Sections 8 & 20 (b) (ii) (A) of the NDPS Act.

3. As per allegation in the FIR, there is a recovery of
2.900 Kg of Ganja from the possession of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. He next
submits that there is no independent witnesses to the seizure list.
Moreover, the alleged recovery is much less than commercial
quantity but more than the smaller quantity. It is also submitted
that petitioner is in judicial custody since 16.10.2025 having



two antecedent but not of similar nature.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order dated 19.11.2025, it appears that there is no independent witnesses to the seizure list. Moreover, the alleged recovery is much less than commercial quantity but more than the smaller quantity. So, considering the aforesaid facts and circumstances of the case and submissions made on behalf of the learned counsel for the petitioner, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, NDPS Act. Araria in connection with Araria R.S. P.S Case No. 191 of 2025.

(Ramesh Chand Malviya, J)

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