

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2658 of 2026

Arising Out of PS. Case No.-577 Year-2025 Thana- NOORSARAI District- Nalanda

Jai Prakash Yadav Son of Arjun Yadav Village- Vishunpur PS -Noorsarai Distt
-Nalanda, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pintu Kumar Patel, Advocate

For the Opposite Party/s : Mr.Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

3 23-02-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in Noorsarai P.S.
Case No. 577 of 2025 dated 01.11.2025, registered under
Sections 21, 25, 29 and 8(c) of the Narcotic Drugs and
Psychotropic Substances Act, 1985 and Sections 25(1-B)(a), 26
and 35 of the Arms Act.

3. The allegation is of recovery of altogether 16 grams
of a cocaine-like substance, packed in twelve packets, from
inside an iron hole made in the chassis in front of the right-side
rear tyre of a white- coloured Magic Pick-Up van bearing
Registration No. BR-21E-4984.

4.Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the



present case. It is submitted that no contraband has been recovered from the conscious possession of the petitioner; rather, the alleged contraband was recovered from the pick-up van bearing Registration No. BR-21E-4984. It is next submitted that although the recovered quantity of contraband is more than a small quantity, it is much less than the commercial quantity as prescribed under the N.D.P.S. Act. It is further submitted that there is no independent witness to the seizure list, which was prepared only in the presence of police personnel and the provisions of Section 105 of the B.N.S.S. were not complied with by the police while preparing the seizure list. It is further submitted that the petitioner along with two other persons, namely Anil Yadav and Chhotu Kumar were apprehended at the spot with the pick-up van and the said co-accused persons have already been granted bail by a Coordinate Bench of this Court vide order dated 31.01.2026 passed in Cr. Misc. No. 1599 of 2026. Lastly, it is submitted that the petitioner has been in custody since 03.11.2025 and has no criminal antecedents.

5. Learned Additional Public Prosecutor for the State has opposed the prayer.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let



the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court of Principal Sessions Judge XI-cum- Special Judge, Nalanda, Bihar Sharif or successor Court in connection with Noorsarai P.S. Case No. 577 of 2025.

7. The application stands allowed.

(Khatim Reza, J)

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