

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5422 of 2026

Arising Out of PS. Case No.-325 Year-2024 Thana- RAMGARHWA District- East
Champaran

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Md. Khalis @ Md. Khalis Miya @ Khalis Miya Son of Late Sainullah Miya
@ Sanaullah Miyan Resident of village- chandwa, Ps- Ramgadhwa, Dist-
East champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Bimlesh Kumar Pandey, Advocate
For the State : Mr. Nirmal Kumar Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 16-02-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 8(c), 20(b)(ii)(C) and 22 of
the N.D.P.S. Act.

3. As per prosecution case, 287.55 Kgs of *Ganja* was
recovered from the house of co-accused *Kamrul Hoda* who
disclosed the name of this petitioner as one of his associate.

4. Learned counsel for the petitioner submits that
petitioner is quite innocent and has committed no offence.
Petitioner has falsely been implicated in this case merely on the



basis of confessional statement of co-accused *Kamrul Hoda*. Save and except confessional statement, there is no material on record to show the complicity of this petitioner in alleged offence. No incriminating article has been recovered from possession of this petitioner. Moreover, charge-sheet has already been submitted and petitioner, having no criminal antecedents, is in custody since 08.09.2025.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner and submitted that petitioner is named in the F.I.R. and huge quantity of *Ganja* was recovered from the house of co-accused *Kamrul Hoda* who disclosed the name of petitioner as his associate. Petitioner has got one criminal antecedent of similar nature.

6. Considering the facts and circumstances of the case, recovery of huge quantity of contraband and fact that petitioner has got one criminal antecedent of similar nature, the prayer for grant of bail to the petitioner is rejected.

7. However, considering the fact that petitioner is in custody since 08.09.2025, the learned trial court is directed to expedite the trial and conclude the same, preferably within a



period of one year from the date of receipt/production of a copy
of this order.

(Prabhat Kumar Singh, J)

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