

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12452 of 2026

Arising Out of PS. Case No.-580 Year-2025 Thana- AHYAPUR District- Muzaffarpur

Ravi Kumar @ Ravi S/O Late Ramlal Malik R/O Village- Shekhpura Dhab,
P.S- Ahiyapur, Distt.- Muzaffarpur. Petitioner/s

Versus

The State of Bihar Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manjeet Kumar Mishra, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 08-04-2026 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 317 (5) of the BNS and Section 8 (c) and 21 (b) of the NDPS Act.

3. The case of the prosecution, in brief, is that a total of 12.68 grams of smack-like contraband was allegedly recovered from the possession of the 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 nothing has, in fact, been recovered from the conscious possession of the petitioner. It is further contended that the witnesses to the seizure list are all police personnel and no independent witness has been associated. It is further submitted



that the mandatory provisions of Section 105 of the B.N.S.S. as well as Section 50 of the N.D.P.S. Act have not been complied with at the time of seizure. It is also argued that although the alleged recovery is more than small quantity, it is much less than the commercial quantity. The petitioner is in custody since 24.04.2025 and has three criminal antecedents. It is further submitted that a similarly situated co-accused has been granted bail by this Court vide order dated 15.09.2025 vide Cr. Misc. No. 60789 of 2025.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

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 Ahiyapur P.S. Case No. 580 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 Special Judge, Exclusive Special Court No. 1, (NDPS), Muzaffarpur.

(Ashok Kumar Pandey, J)

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