

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5215 of 2026

Arising Out of PS. Case No.-362 Year-2025 Thana- BIRPUR District- Supaul

Suresh Kumar Mehta, Son of Hareram Mehta, Resident of Village -
Koshikapur, Ward No.- 11, Police Station - Birpur, District - Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjay Kumar Singh, Advocate

Ms. Fardeen Abbas, Advocate

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

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 28-01-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with N.D.P.S.
Case No. 115 of 2025 arising out of Birpur P.S. Case No. 362 of
2025 dated 29.10.2025, instituted for the offence punishable under
Sections 317(5) of the Bhartiya Nyaya Sanhita, 2023, Section 8(c),
21(c), 22(a), 29 of the Narcotic Drugs and Psychotropic
Substances Act, and Sections 25(1-b)a, 26 & 35 of the Arms Act.

3. The prosecution case, in short, is that on the alleged
date of occurrence, the police personnel recovered one country
made pistol, one loaded Magazine, eight bullets, 405 gram Brown
Sugar and 40 capsules of Pyeevonspas from a Maruti Suzuki Car
bearing Reg. No. BR-11BN-5317 which belongs to one Rampreet
Mehta. The police went to the house of Rampreet Mehta to



apprehend him, but he was not found there. In the meanwhile, the petitioner was apprehended and from whose possession, two mobile phones, one currency counting machine and two laptops were recovered.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. Learned counsel for the petitioner submits that the seized articles recovered from the car does not belong to the petitioner rather the registered owner of the car is one Rampreet Mehta. The police also raided the house of Rampreet Mehta wherefrom some incriminating articles were also recovered and the petitioner was found trying to flee away from there but he was arrested and from whose possession, some mobile phones, one currency counting machine and two laptops were recovered. It is further submitted that no narcotic drugs and psychotropic substances articles were recovered from the conscious possession of the petitioner. The petitioner has no concern with the articles which was said to be recovered from the possession of the petitioner. In fact, the articles were recovered from the house of Rampreet Mahto. It is next submitted that seizure list has been prepared without following the procedure laid down in Section 50 of the N.D.P.S. Act. Lastly, it has been submitted that the petitioner is in custody since 30.10.2025 having no criminal antecedents. Charge-sheet has been



submitted in the case.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

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 Sessions Judge, Supaul in N.D.P.S. Case No. 115 of 2025 arising out of Birpur P.S. Case No. 362 of 2025.

(Khatim Reza, J)

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