

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8124 of 2026

Arising Out of PS. Case No.-395 Year-2025 Thana- RAMGARHWA District- East
Champaran

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Janta Kumar @ Jayant Kumar S/o Late Shivjee Sahani @ Shivajee Sahani
R/o Village - Ramgarhwar Malahi Tola, P.S. - Ramgarhwa, District - East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Madhurendra Kumar, Advocate

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 01-04-2026 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 8, 18, 21(c),
22(b) and 29 of the N.D.P.S. Act.

3. The case of the prosecution is that altogether 95.64
grams of smack like substance was recovered from the
possession of this petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. Nothing has been recovered
from the possession of this petitioner. Learned counsel for the
petitioner has further submitted that while making seizure,



Section 105 of B.N.SS. has not been complied by the police and the seizure list witnesses are police personnel. It has also been submitted that though the quantum of the contraband which has been recovered from the possession of this petitioner is more than small quantity but is much less than commercial quantity. Petitioner is having no criminal antecedent as stated in para-3 of the bail petition. Moreover, he is languishing in judicial custody since 11.10.2025.

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

6. Having heard learned counsel for the parties and considering the 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 Ramgarhwa P.S. Case No. 395 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 Exclusive Special Judge Court No. II under NDPS Act, East Champaran, Motihari.

(Ashok Kumar Pandey, J)

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