

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12541 of 2026

Arising Out of PS. Case No.-222 Year-2024 Thana- MOHANIYA District- Kaimur (Bhabua)

Bhakol @ Ibrar @ Bhakola Rayeen Son of Akbar Miya R/O Village -
Stuwarganj, Ward No.- 7, Mohaniya, P.S.- Mohania, District - Kaimur
(Bhabua)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Rai, Advocate

For the Opposite Party/s : Mr. Surendra Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 22-04-2026 Heard Mr. Abhishek Rai, learned counsel for the

petitioner and Mr. Surendra Prasad Singh learned Additional

Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
16.05.2024 in connection with Mohania P.S. Case No. 222 of
2024, F.I.R. dated 13.04.2024 for the offences punishable under
Sections 8(c) and 21(a) of the N.D.P.S. Act.

3. Earlier the bail application of the petitioner has
been rejected twice vide order dated 25.09.2024 and 04.07.2025
passed in Cr. Misc. No. 51857 of 2024 and Cr. Misc. No. 33455
of 2025 respectively by this Court.

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



present case. He further submits that the petitioner was not apprehended at the place of occurrence and his name has been transpired during investigation on the basis of the disclosure made by the apprehended co-accused person, namely, Vijay Kumar and he has stated that he has purchased the drugs/injections in question from the petitioner. Except the aforesaid, nothing has come during investigation which suggest the involvement of the petitioner in the presnet occurrence. He further submits that the similarly situated co-accused, namely, Vijay Kumar has been granted bail by a Co-ordinate Bench of this Court vide order dated 22.11.2024 passed in Cr. Misc. No. 52555 of 2024 and another co-accused, namely, Lalji Mali has been granted bail by a Co-ordinate Bench of this Court vide order dated 28.08.2024 passed in Cr. Misc. No. 49249 of 2024. Apart from these, other co-accused persons have also been granted bail by difference Co-ordinate Benches of this court. He further submits that the police after investigation submitted the charge sheet against the petitioner. The petitioner is in custody since 16.05.2024.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner on the ground that the petitioner carries five criminal antecedents other



than the present one but fairly submits that he is on bail in all the pending matters.

6. Considering the aforesaid facts and circumstances that the name of the petitioner has been transpired on the basis of disclosure made by the apprehended co-accused and the said co-accused person has been granted bail by a Co-ordinate Bench of this Court as well as period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge cum Special Judge, Kaimur in connection with Mohania P.S. Case No. 222 of 2024, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at



any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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