

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8772 of 2026

Arising Out of PS. Case No.-349 Year-2025 Thana- RANIGANJ District- Araria

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Amit Kumar Vishwas @ Amit Kumar Bishwas Son of Sanjay Vishwash
Resident of village - Champanagar, Ward No.- 09, Police Station -
Champanagar, District - Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Satya Nand Shukla, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 09-02-2026 Heard Mr. Anish Kumar, learned counsel for the

petitioner and Mr. Satya Nand Shukla, learned APP for the State.

2. The petitioner has prayed for bail in connection with
Raniganj P.S. Case No. 349 of 2025 registered for the offence
punishable under Sections 8(c), 21(b), 21(c) of the NDPS Act.

3. The case of the prosecution in short is that from the
possession of this petitioner, altogether 100 grams of a *smack*-like
substance, and from the co-accused, namely Ajay Kumar Sah, 147
grams of *smack* were recovered.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this case. He also
submits that nothing has been recovered from the possession of
this petitioner. The witnesses of the seizure list are police



personnel. Police has not complied with Section 105 of the BNSS while making the seizure. He also submits that the alleged recovered contraband is though more than a small quantity but is much less than a commercial quantity. He further submits that a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 09.09.2025.

5. The application for bail is opposed by learned APP for the State.

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 enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Session Judge-cum-Special Judge, NDPS Act, Araria in connection with Raniganj P.S. Case No. 349 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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