

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10894 of 2026

Arising Out of PS. Case No.-1450 Year-2025 Thana- Excise P.S. District- Gaya

Sunny Kumar S/o Manoj Saw R/o Village - Kusabija, Ward No. 6, P.S -
Dobhi, District - Gaya

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinod Kumar

For the Opposite Party/s : Mr.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

3 19-03-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Excise
P.S. Case No. 1450 of 2025, registered for the offence punishable
under Sections 8, 15, 25, 29 of NDPS Act.

3. As per allegation, 15 kg of *Doda* was recovered from a
vehicle in which the petitioner was travelling.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this case.
He is a person of clean antecedent. Except suspicion, there is
nothing against him. He is under custody since 28.11.2025. He is a
man of means and there is no chance of his absconding and
tampering with the evidence. He further submits that the petitioner
is ready to abide by the conditions which may be imposed by this
Court.



5. Learned APP appearing for the State opposes the prayer for regular bail of the petitioner.

6. Taking note of the fact that the petitioner was a passenger in the tempo which was carrying 15 kg of *doda* and therefore it cannot be said that the recovery has been made from the conscious physical possession of the petitioner, and also considering the fact that the recovery is of intermediate quantity, and further that the petitioner has no criminal antecedent, let the petitioner above named, is directed to be released on bail on furnishing bail-bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Excise P.S. Case No. 1450 of 2025, subject to the following conditions:-

(i) One of the bailors shall be own/close member of the family of the petitioner.

(ii) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

7. Accordingly, the prayer for bail is allowed.

(Alok Kumar Sinha, J)

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