

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13462 of 2026

Arising Out of PS. Case No.-63 Year-2025 Thana- FULKAHA District- Araria

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Kundan Sah @ Kundan Kumar Sah Son of Kanhaiya Lal Sah R/o Village -
Nawabganj, Ward no. - 08, P.S. - Fulkaha, Dit. - Araria, Bihar, - 854336.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nishant Kumar Sinha, Advocate

For the Opposite Party/s : Mr.Umeshanand Pandit, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 25-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection
with Fulkaha P.S. Case No. 63 of 2025 registered for the offence
punishable under Sections 8/20 (b) (ii) (c) of the N.D.P.S. Act.

3. The case of the prosecution in short is that from one
Arun Bahadar altogether 115 kg of *Ganja* was recovered. The
said Arun Bahadar disclosed the name of this petitioner and two
other.

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. It is further submitted that nothing has been recovered
from the possession of this petitioner. Petitioner's name has



surfaced in the statement of the co-accused. It has also been submitted that a similarly situated co-accused, namely, Sanjay Bahadar, has been granted bail by the learned coordinate bench of this court in Cr. Misc. No. 70482 of 2025. The case of this petitioner stands on similar footing. It is further submitted that co-accused, namely, Ravi Kumar Sah @ Ravi Kumar @ Ravi Sah has already been granted bail by a bench of this Court vide order dated 12.12.2025 passed in Cr. Misc. No. 57441 of 2025. Moreover, the petitioner is languishing in judicial custody since 18.12.2025 having no criminal antecedent.

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 **with the condition that one of the bailors shall be close family member of the petitioner and petitioner shall appear on each and every date in the learned trial court.** 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 Sessions Judge-cum-Special Judge N.D.P.S. Act, Araria in connection with



Fulkaha P.S. Case No. 63 of 2025.

(Ashok Kumar Pandey, J)

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