

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21375 of 2026

Arising Out of PS. Case No.-19 Year-2024 Thana- Bathnaha District- Araria

Nitesh Mandal @ Nitish Kumar S/o Nunu Lal Mandal R/o vill - Kolhua, ward
no. 3, P.S.- Jogbani, Distt.- Araria, Bihar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Nishant Kumar Sinha
For the Opposite Party/s :	Mr. Shyam Kumar Singh, APP
	Mr. Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 10-04-2026 Heard the learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks regular bail in connection with
Bathnaha P.S. Case No. 19 of 2024 registered for the offence
under Section(s) 8, 20(b)(ii)(b) of the NDPS Act.

3. As per the prosecution case, 5 kg of ganja was
recovered from one Jitendra Kumar, and the pillion rider, the
petitioner, fled away from the place of occurrence.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has not committed any offence.
Petitioner is in custody since 05.09.2025 and doesn't have any
criminal antecedent under NDPS Act.

5. Learned A.P.P. for the State has vehemently



opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances and the period of custody and the fact that the petitioner was not caught on the spot, this application for regular bail is allowed.

7. Accordingly, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (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 Bathnaha P.S. Case No. 19 of 2024 subject to conditions that:-

(i). The petitioner will mark his attendance at the Jogbani Police Station on the first Sunday of each month. Any default in appearance at the Police Station would result in cancellation of bail bond of the petitioner.

(ii) The petitioner shall appear in the trial regularly either personally or through his lawyer and shall cooperate in the trial and non-cooperation in the trial shall result in cancellation of the bail bond of the petitioner.

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case



and shall not influence the trial or any other proceedings in any manner.

(Sandeep Kumar, J)

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