

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19362 of 2026

Arising Out of PS. Case No.-10 Year-2026 Thana- Champanagar District- Purnia

Roshan Kumar Jha S/o Late Kanhaiya Jha R/o - kalabalwa Baneli, Ward no. 13, P.S - Raniganj, District - Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vivekanand Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 31-03-2026 Heard Mr. Vivekanand Singh, learned counsel for the petitioner as well as Mr. Chandra Sen Prasad Singh, learned Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since 18.01.2026 in connection with Champanagar P.S. Case No. 10 of 2026, F.I.R. dated 17.01.2026 for the offences punishable under Sections 8(c), 21(b) of Narcotic Drugs and Psychotropic Substances Act.

3. According to prosecution case, an alto car was intercepted and four persons were apprehended including the petitioner and from the possession of co-accused Niraj Kumar Choudhary 23.1 grams smack/brown sugar was recovered and from the possession of Kanhaiya Kumar 6.33 grams of smack/brown sugar was recovered and it is alleged that from the



petitioner one mobile phone was recovered.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. It has been further submitted that no contraband articles has been recovered from the possession of the petitioner and similarly situated co-accused persons, namely, Vikram Kumar and Niraj Kumar Choudhary @ Niraj Kumar have been granted the privilege of bail by co-ordinate Bench of this Court vide order dated 25.03.2026 in Cr. Misc. No. 19082 of 2026 and Cr. Misc. No. 18882 of 2026 and the petitioner is in custody since 18.01.2026.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, no contraband articles has been recovered from the possession of the petitioner and similarly situated co-accused persons have been granted the privilege of bail by co-ordinate Bench of this Court, 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 Special Judge, Purnea in connection with Champanagar P.S. Case No. 10 of 2026, 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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