

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23094 of 2026

Arising Out of PS. Case No.-293 Year-2025 Thana- KATIHAR MUFFASIL District- Katihar

Md. Maksood @ Md. Maksood Alam son of Md. Nijamuddin @ Md. Nizamuddin R/O- Makhdumpur, Haflaganj, Sirnia, P. S- Muffassil, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajendra Prasad Sah, Advocate

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 08-04-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for bail in connection with Muffasil P.S. Case No.293 of 2025 registered for the offence punishable under Sections 8(c) & 21(b) of the NDPS Act.

3. The case of the prosecution, is that, altogether 25.69 gm of smack was recovered from the possession of this petitioner.

4. Learned counsel appearing on behalf of the petitioner has submitted that nothing has been recovered from the possession of this petitioner. Learned counsel for the petitioner has further submitted that the witnesses of the seizure



list are police personnel and police has not complied Section 105 of the BNSS while making seizure. It has further been submitted that the alleged recovery of contraband is though more than small quantity but is much less than commercial quantity. Learned counsel for the petitioner has further submitted that the petitioner is in judicial custody since 10.12.2025.

5. The application for bail is opposed by learned APP for the State. Learned APP has further submitted that the petitioner is having criminal antecedent of three cases.

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 court of learned Principal District & Sessions Judge, Katihar in connection with Muffasil P.S. Case No.293 of 2025.

(Ashok Kumar Pandey, J)

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