

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32531 of 2026

Arising Out of PS. Case No.-1 Year-2026 Thana- GAUNAHA District- West Champaran

Nagina Das @ Nagina Daas S/o- Bhikhi Das Village- Jigana PS- Manpur
Distt- West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Union of India thorough NCB, Patna, Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Khushi Awadh, Advocate.

For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP.

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 18-05-2026 Heard learned counsel for the petitioner and learned
APP for the State through virtual mode.

2. The petitioner has prayed for bail registered for the
offence punishable under Sections 8, 20(b)(ii)(B) of the NDPS
Act.

3. The case of the prosecution, in short, is that from
the bike of one Ramu Oraon, altogether 13.715 kg of *Ganja* like
contraband was recovered.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner is innocent and has
committed no offence and has been falsely implicated in the
present case. It is further submitted that the allegation against



the petitioner is that he was riding on another bike and while being chased, he fell down from the bike. Learned counsel further submits that nothing has been recovered from the possession of the petitioner; rather, the alleged recovery, if any, was made from the possession of co-accused Ramu Oraon. It is also submitted that the witnesses of the seizure list are police personnel, and the police have not complied with Section 105 of the BNSS while effecting the seizure. It is further submitted that the alleged recovery of contraband is though more than small quantity but is much less than commercial quantity and falls within the category of intermediate quantity. Moreover, a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 09.01.2026.

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. 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 Court



of Exclusive Special Judge, (N.D.P.S.), West Champaran,
Bettiah in connection with Gaunaha P.S. Case No. 01 of 2026.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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