

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27670 of 2026

Arising Out of PS. Case No.-37 Year-2026 Thana- BIHTA District- Patna

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1. Amar Kumar @ Sipahi S/o Late Rajendra Prasad Resident of Village - Moudahi Katesar, PS - Bihta, Dist. - Patna.
 2. Munna Kumar S/o Late Rajendra Prasad Resident of Village - Moudahi Katesar, PS - Bihta, Dist. - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anish Kumar, Advocate

For the Opposite Party/s : Mr. Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 06-05-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek regular bail in connection with Bihta P.S. Case No. 37 of 2026, corresponding to Spl. (NDPS) Case No. 76/2026, registered for the offence punishable under Sections 8(c), 21(b) and 22(b) of the N.D.P.S. Act.

3. As per prosecution case, 78.35 grams of smack has been recovered from the possession of the petitioners and the co-accused persons, namely, Mukesh Kumar.

4. Learned counsel for the petitioners submit that the petitioners are innocent and have committed no offence. No



incriminating article has been recovered from the possession of the petitioners. The petitioner no. 1 has one criminal antecedent in which he is on bail whereas petitioner no. 2 has clean antecedent and they are in custody since 14.01.2026.

5. Learned A.P.P. for the State has opposed the prayer for bail.

6. Considering the facts and circumstances of the case and period of custody, this bail application is allowed.

7. Let the petitioners above named, be granted bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Court concerned where the case is pending/successor court in connection with Bihta P.S. Case No. 37 of 2026, corresponding to Spl. (NDPS) Case No. 76/2026, subject to condition that:

(i). The petitioners shall mark their attendance at Bihta Police Station on every Sunday of each month. In the event of default, the bail bonds shall be liable to be cancelled

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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