

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30426 of 2026

Arising Out of PS. Case No.-530 Year-2022 Thana- RIGA District- Sitamarhi

Ram Pargash Ray @ Ram Pragash Rai @ Ram Pragas Rai @ Pragar Rai,
aged about 45 years (gender-Male) Son of Late Raj Mangal Rai, Resident of
Village- Bahera, P.S.- Majorganj, District- Sitamarhi, Bihar- 843332.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mohd Rustam Hussain, Advocate

For the Opposite Party/s : Mr. Bharat Lal, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 19-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in a case registered for
the offence punishable under Sections 414 of the Indian Penal
Code and Sections 8, 20(b)(ii)(C) of the Narcotic Drugs and
Psychotropic Substance Act, 1985 (NDPS Act).

3. Earlier the prayer for bail of this petitioner was
rejected twice by this Court as well as another Bench of this
Court passed in Cr. Misc. Nos. 36596 of 2023 vide order dated
10.08.2023 and 15238 of 2024 vide order dated 18.03.2024 with
an observation that if the trial is not concluded within a year, the
petitioner may renew his prayer for bail before the trial Court.

4. As per allegation in the FIR, total 14 kg. Ganja was



recovered from the house of the petitioner.

5. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. He next submits that ganja was recovered from a Scorpio and the said Scorpio is of co-accused Md. Danish and Sujeet Kumar whereas contraband substance was not recovered from conscious possession of the petitioner. Petitioner has got clean antecedent as stated in para-3 of the petition and he is in custody since 20.09.2023.

6. Learned APP for the State opposes the prayer for regular bail of the petitioner.

7. In view of the aforesaid submissions as well as the fact that the trial is not concluded within a year, so let the above named petitioner 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 learned Sessions Judge-cum-Special Judge (NDPS) Sitamhari in connection with G.R. NO.74 of 2022 arising out of Riga P.S. Case No.530 of 2022, subject to the three following conditions:-

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and



every date fixed by the court below, if so required by the learned trial Court.

(iii) In case of non-appearance of the petitioner on single date or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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