

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31690 of 2026

Arising Out of PS. Case No.-49 Year-2026 Thana- JOGBANI District- Araria

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Vishal Mandal @ Vishal Kumar Mandal @ Vishal Ku. Mandal S/o Late Ram
Swarup Mandal @ Late Ram Shobhit Mandal R/o - Netaji Chowk, Jogbani,
PS. - Jogbani, Dist. - Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kishore Bharti, Advocate

For the Opposite Party/s : Mr. Mohammad Sufyan, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 12-05-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Jogbani P.S. Case No. 49 of 2026 registered for the offence punishable under Sections 111 of the BNS read with Sections 8(c)/ 21(b), 25 and 29 of the NDPS Act.

3. The case of the prosecution, in short, is that altogether 198.96 gm of brown sugar was recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that the name of this petitioner has surfaced in the confessional statement of co-accused apprehended persons. It has further been submitted that the apprehended persons have disclosed that they have purchased



the contraband from this petitioner. It has further been submitted that the statement of the co-accused made before the police even in the NDPS cases is not admissible in view of the judgment of the Hon'ble Apex Court in the case of *Tofan Singh Vs. State of Tamil Nadu*. Learned counsel for the petitioner has lastly submitted that the petitioner is in judicial custody since 06.03.2026.

5. The application for bail is opposed by learned APP for the State. He has submitted that the petitioner is having criminal antecedent of four 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 Sessions Judge- Cum the Special Judge NDPS Act, Araria in connection with Jogbani P.S. Case No. 49 of 2026.

(Ashok Kumar Pandey, J)

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