

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36429 of 2026

Arising Out of PS. Case No.-7 Year-2024 Thana- BHADHWAR District- Gaya

Uday Yadav S/o Mohan Yadav Resident of Village- Kothi, P.S.- Bhadwar,
District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

CAV JUDGMENT

Date : 16-06-2026

Heard learned counsel for the petitioner and learned
APP for the State through virtual mode.

2. The petitioner is apprehending arrest in
connection with Bhadwar P.S. Case No. 7 of 2024 lodged on
11.02.2024, for the offence punishable under Sections 8(b), 18,
24, 27(b) & 29 of the Narcotic Drugs and Psychotropic
Substances Act, 1985.

3. As per the prosecution, FIR has been lodged
against 13 named accused persons including the present
petitioner and some unknown persons. The allegation against
the petitioner and other co-accused persons is that they
cultivated opium plants in large scale over the forest lands,



which belong to the Forest Department and the said Department is the custodian of the said land.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence and he has been falsely implicated in this case. He submits that merely on suspicion and due to dirty village politics, the name of the petitioner has figured in this case. He further submits that the petitioner has no concern with the said cultivation of opium plants as well as said plantation over the lands which belongs to the Forest Department. He submits that the petitioner is a simple labour and had no knowledge of alleged cultivation of opium plants. Moreover, nothing has been recovered either from the conscious possession of the petitioner or from his house and there is no evidence or material on record to show that the petitioner was cultivating the said opium plants. Counsel further submits that some of the co-accused persons have been granted anticipatory bail by the Co-ordinate Bench of this Court *vide* order dated 10.07.2024 & 13.09.2024 passed in Cr. Misc. No. 43150 of 2024 (Satyendra Yadav & Ors. Vs. The State of Bihar & Anr.) & Cr. Misc. No. 65929 of 2024 (Dhananjay Yadav @ Dhananjay Kumar & Anr. Vs. The State of Bihar & Anr.) respectively. He further submits that the petitioner has clean



antecedent and he is ready to fulfill all the conditions whatsoever shall be imposed upon him in the event of granting bail to him.

5. Learned APP for the State, on the other hand, vehemently opposes the prayer for bail of the petitioner and submits that the petitioner is named in the FIR. He further submits that the petitioner was found involved in cultivation of opium plants on large scale over the forest land.

6. As such, in the present facts and circumstances of this case, let the above named petitioner be released on bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the B.N.S.S., 2023 to the satisfaction of Sessions Judge-cum-Special Judge, N.D.P.S. Act, Gaya, in connection with Bhadwar P.S. Case No. 7 of 2024, subject to the conditions as laid down U/s 482(2) of the B.N.S.S., 2023 with further conditions that (i) one of the bailors should be the family member of the petitioner who shall provide official document to show his/her *bona fide*; (ii) the petitioner shall appear before the Trial Court on each and every scheduled date, and failure to do so for two consecutive dates without any plausible



reason/explanation shall be resulted into cancellation of his bail bonds by the Trial Court itself and (iii) the petitioner shall desist from committing any criminal offence of similar nature again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds of the petitioner.

(Dr. Anshuman, J)

Divyansh/-

AFR/NAFR	
CAV DATE	04/06/2026
Uploading Date	16/06/2026
Transmission Date	16/06/2026

