

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38303 of 2026

Arising Out of PS. Case No.-191 Year-2026 Thana- SIWAN MUFFASIL District- Siwan

Kundan Kumar Son of Late Prabhunath Chauhan Resident Of village- Lalit
Bus Stand, Khurmabad, P.s.- Siwan Muffassil, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhakar Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 24-07-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Siwan Mufassil P.S. Case No. 191/2026, lodged on 04/04/2026,
under Sections 8(c), 21(b) and 20(b)(ii) of the NDPS Act.

3. As per the prosecution case, total recovery of 32
sachets containing smack-like substance weighing about 15
grams and 750 grams of *ganja* has been recovered from the
conscious possession of the petitioner, is the subject matter of
the present case.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. It is further
submitted that the petitioner has been falsely implicated in this
case. He further submits that the petitioner lives in a joint family



with other members of the family, the petitioner has no concern whatsoever with the alleged recovery. Moreover, the petitioner has four criminal antecedent and he is in custody since 05.04.2026.

5. Learned counsel for the State opposes the prayer for bail and submits that from the possession of the petitioner 32 packets containing smack-like substance weighing about 15 grams and 750 grams of *ganja* were recovered and the petitioner is accused in more four criminal cases, out of which two cases are under Excise Act.

6. In the present facts and circumstances and considering the nature of allegation, I am not inclined to grant regular bail to the petitioner, for the present.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Siwan Mufassil P.S. Case No. 191/2026, pending before the learned Session Judge, Siwan, is hereby rejected, at present.

(Dr. Anshuman, J)

Manshi/Ashwini

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