

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36309 of 2026

Arising Out of PS. Case No.-148 Year-2025 Thana- HARPUR District- East Champaran

Veer Abhimanu Chaudhary @ Veer Abhimanyu Chaudhary Son of Ramnath Chaudhary @ Ram Nath Chaudhary Resident of Village- Pradhanpur, P.S.- Rasad @ Rasada, District- Ballia (U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghwendra Pratap Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ANSUL
ORAL ORDER

3 08-07-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner seeks bail in Harpur P.S. Case No. 148 of 2025 (NDPS GR Case No. 175 of 2025) registered for the offences under Sections 8, 17(b), 18(b), 20(b)(ii)B and 29 of the NDPS Act.

3. The allegation is that 1.03 kg of opium and 0.520 kg of charas were recovered from a bag which was being carried by the petitioner.

4. Learned counsel for the petitioner submits that the commercial quantity of charas is 1 kg and the commercial quantity of opium is 2.5 kg, and, therefore, the bar under Section 37 of the NDPS Act would not apply. He further submits that the petitioner has been in custody since 15.12.2025



and has clean antecedents.

5. Learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the period of custody of the petitioner and the fact that the recovered articles do not constitute commercial quantity and, accordingly, the bar under Section 37 of the NDPS Act would not apply, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Sessions Judge/Special Judge, East Champaran at Motihari in connection with Harpur P.S. Case No. 148 of 2025 (NDPS GR Case No. 175 of 2025).

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.

(Ansul, J)

Vikash/-

U		T	
---	--	---	--

