IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50367 of 2026

CNR No. BRHC010526082026

Arising Out of PS. Case No.-391 Year-2025 Thana- BARACHATTI District- Gaya

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Jitendra Kumar @ Jitendra Das S/o Paryag Das R/o Village - Chainpur, P.S - Barachatti, District - Gaya

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ramakant Singh, Advocate
Mr. Vinod Kumar, Advocate
For the Opposite Party/s : Mr. Ajay Kumar No.II, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

4 18-11-2026 Heard learned Counsel for the petitioner and learned APP for the State.

2. The present criminal miscellaneous application has been filed under Sections 483 and 484 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'the BNSS, 2023') for grant of regular bail to the petitioner, who is in custody in connection with Barachatti P.S. Case No. 391 of 2025, lodged on 08.11.2025, under Sections 179/3(5) of the Bhartiya Nyay Sanhita, 2023 and under Sections 8(c)/21(a) of the N.D.P.S. Act.

3. As per the prosecution, FIR has been lodged against

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two named accused persons including the present petitioner. Total recovery of Rs.20,000/- counterfeit currency notes of Rs.500/-, Rs.200/- and Rs.100/- denomination as well as 5 grams of heroin like substance have been made which 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. Counsel submits that the petitioner has falsely been implicated in this case merely on suspicion as the petitioner was not present at the time of alleged raid and there is no case of fleeing away or escape after seeing police party. He submits that the alleged recovery comes in the purview of intermediate quantity and the petitioner has been languishing in judicial custody since 08.04.2026. He submits that the petitioner never kept heroin in his shop and he is not engaged in forfeiting currency. Counsel further submits that petitioner is ready to fulfill all the conditions whatsoever shall be imposed upon him.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that antecedent of the petitioner is not clean as there are two criminal cases pending against the petitioner.

6. In this background, this Court is not inclined to

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grant bail to the petitioner. Hence, the prayer for bail of the petitioner is hereby refused at present.

(Dr. Anshuman, J)

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