

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40985 of 2026

Arising Out of PS. Case No.-366 Year-2026 Thana- DANAPUR District- Patna

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Akash Kumar S/o Ashok Choudhary R/o Mohalla - Nasriganj, Biscuit Factory
More, Ward no. 33,P.S. - Danapur, District – Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Kumar Jain, Advocate.

For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 25-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection
with Danapur P.S. Case No. 366 of 2026 registered for the
offence punishable under Sections 20(b)(ii)B of the N.D.P.S.
Act.

3. The case of the prosecution, in short, is that on a
tip-off, a raid was conducted in the house of one Jagdish Prasad,
who was apprehended along with this petitioner, and from the
search of the house, Rs. 44,848/- in cash, mobile phones, and
4.04 kg of *ganja* were recovered from the house of Jagdish
Prasad.

4. Learned counsel appearing on behalf of the



petitioner has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this case. He also submits that nothing has been recovered from the possession of the petitioner, rather, the recovery, if any, has been made from the house of the co-accused. He further submits that in any view of the matter the alleged recovery of contraband is though more than small quantity but is much less than commercial quantity. He further submits that the person from whom the recovery was made, namely, Jagdish Prasad, has been granted bail by the learned coordinate Bench of this Court vide Cr. Misc. No. 38026 of 2026. The case of this petitioner stands on better footing. Moreover, a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 30.03.2026.

5. The application for bail is opposed by learned APP for the State.

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 learned District



& Sessions Judge-cum-Special Judge (NDPS), Patna in
connection with Danapur P.S. Case No. 366 of 2026.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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