

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 37862 of 2026

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

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1. Ramesh Das S/o- Kail Das R/v- Barwadih Ps- Bhadwar Dist- Gayaji
 2. Naresh Das S/o- Kail Das R/v- Barwadih Ps- Bhadwar Dist- Gayaji
 3. Ramchandra Bhuiya @ Ramchandra Bharti S/o- Pairu Bharti R/v- Barwadih Ps- Bhadwar Dist- Gayaji

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Union of India thorough the Narcotic Commissioner, New Delhi New Delhi

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Arvind Kumar Singh, Adv.
For the State	:	Mr. Jharkhandi Upadhyay, APP
For the U.O.I.	:	Dr. K. N. Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 16-06-2026 Heard learned counsel for the petitioners, learned counsel for the Union of India and learned A.P.P. for the State.

2. The petitioners apprehend arrest in connection with Bhadwar P.S. Case No. 07 of 2024 registered for offences under Sections 8(B), 18, 24, 27(B) & 29 of N.D.P.S. Act.

3. As per the prosecution case, the petitioners and others are said to be involved in cultivation of opium in an area of 34 acres.

4. Learned counsel for the petitioners submit that petitioners are quite innocent and have not committed any offence. The petitioners claims clean antecedents. Nothing incriminating have been recovered from their conscious



possession. Their names have surfaced in this case on the basis of disclosures made by co-villagers.

5. Learned A.P.P. for the State as well as learned counsel for the Union of India have vehemently opposed the prayer for bail.

6. Considering the facts that the names of the petitioners have been surfaced on the disclosures made by the co-villagers and also considering the judgment of the Hon'ble Supreme Court, in the case of *State of Haryana vs. Samarth Kumar, reported as 2022 SCC OnLine SC 2087*, this is not a fit case for grant of anticipatory bail.

7. Accordingly, this application is dismissed.

8. The petitioners are directed to surrender before the court below within a period of two weeks from today and pray for regular bail.

9. 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.

(Sandeep Kumar, J)

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