

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38854 of 2026

Arising Out of PS. Case No.-71 Year-2026 Thana- TARABARI District- Araria

Vikash Yadav @ Vikash Vishwas s/o Ramanand Yadav @ Ramanand Vishwas
Resident of Village -Pategna ,Police Station- Tarabari District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana, Advocate

For the Opposite Party/s : Mr.Abhay Kumar Roy, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 22-06-2026 Heard Mr.Mukesh Kumar Rana, learned counsel for

the petitioner and Mr.Abhay Kumar Roy, learned A.P.P. for the

State.

2. The petitioner seeks bail, who is in custody since
09.05.2026 in connection with Tarabari P.S. Case No. 71 of
2026, F.I.R. dated 04.05.2026 registered for the offence
punishable under Sections 8(c),21(b),29 of N.D.P.S.Act.

3. Recovery is of 51.33 Gms of Brown Sugar/Smack.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent. He further
submits that it appears from the FIR as well as seizure list that
altogether 51.33 Gms of Brown Sugar/Smack has been
recovered from possession of co-accused person, namely,
Rishav Kumar Yadav and on the basis of the disclosure made by



the co-accused person, namely, Rishav Kumar Yadav, the name of the petitioner has been transpired in the present case and the recovery has been made from co-accused person, namely, Rishav Kumar Yadav and said co-accused person, namely, Rishav Kumar Yadav has been granted bail by a Coordinate Bench of this Hon'ble Court vide order dated 18.06.2026 passed in Cr. Misc. No.39391 of 2026 and the petitioner is in custody since 09.05.2026.

5. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts, petitioner has clean antecedent, recovery has been made from possession of co-accused person, namely, Rishav Kumar Yadav and said co-accused person, namely, Rishav Kumar Yadav has been granted bail by a Coordinate Bench of this Hon'ble Court, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge-cum-Special Judge, NDPS Act, Araraia in connection with Tarabari P.S. Case No. 71 of 2026, with the following conditions:-

(I) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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