

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.43983 of 2026**

Arising Out of PS. Case No.-45 Year-2025 Thana- JANKINAGAR District- Purnia

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Karan Kumar S/o Mithilesh Yadav R/O Village- Ladugarh, PS- Janki Nagar,  
Distt- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Ms. Neha Praveen, Adv.

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

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**CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR**  
**ORAL ORDER**

2      08-07-2026                      Heard Ms. Neha Praveen, learned Advocate for the  
  
petitioner and learned Additional Public Prosecutor for the  
  
State.

2. The petitioner apprehends his arrest in connection  
with Supplementary Janki Nagar P.S. Case No. 45 of 2025,  
registered for the offences punishable under Sections 8(c) &  
21(b) of N.D.P.S. Act.

3. The police in course of patrolling found that two  
young men seated on a grey colour motorcycle, on noticing,  
they started fleeing away. Out of two persons, one of them  
apprehended by the police and in course of search, 10.55 grams  
smack like substance was recovered. The apprehended person  
disclosed the name of the absconded person as Karan Kumar,  
the present petitioner.



4. Learned Advocate for the petitioner submitted that save and except the disclosure made by the apprehended person, there is no iota of material suggesting the complicity of the petitioner in the crime. Moreover, the disclosure of the co-accused before the police is not admissible in the eyes of law. The recovered smack like substance is quite less than commercial quantity and, as such, the rigors provided under Section 37 of the N.D.P.S. Act is not applicable. The petitioner is boy of tender age and recently passed his intermediate examination, besides he is carrying fair antecedent.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submits that the disclosure of the name of the petitioner by his friend, who was apprehended by the police and from whose possession smack like substance is recovered, the complicity of the petitioner cannot be denied.

6. Regard being had to the submissions made on behalf of the parties and considering the materials available on record coupled with the fact that save and except disclosure by the apprehended person, there is no material suggesting his complicity in the crime coupled with the tender age and fair antecedent, let the petitioner above named be released on bail, in



the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Principal and Sessions Judge, Purnea in connection with Supplementary Janki Nagar P.S. Case No. 45 of 2025, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023 with the further condition that one of the bailors shall be the own/close family members of the petitioner.

**(Harish Kumar, J)**

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