

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 43420 of 2026**

Arising Out of PS. Case No.-49 Year-2026 Thana- Bypass District- Bhagalpur

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Krishna Jha @ Sumit Kumar Jha Son of Shankar Jha @ Bihari Sarkar Jha
Resident of Village - Azad Nagar, Gonudham, Taradiha, P.S. - Bypass, District
- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Davendra Kumar Pandey

For the Opposite Party/s : Mr.Bhanu Pratap Singh

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CORAM: HONOURABLE MR JUSTICE RANJAN KUMAR JHA

ORAL ORDER

2 14-07-2026 Heard learned counsel for the petitioner and the
learned APP.

2 This application has been filed on behalf of the
petitioner for grant of anticipatory bail, who is apprehending his
arrest in connection with Bypass PS Case No 49 of 2026 dated
21.03.2026 registered for the offence punishable under Sections
21 (b), 20, 22 of the NDPS Act.

3 In the FIR, it is mentioned that the police party
reached the place of occurrence. Upon seeing the police party,
the person present from before tried to flee away but one
Saurabh Kumar was apprehended on the spot and he disclosed
the name of the petitioner and one another person and the role
attributed to the petitioner is that he was packing contraband



material.

4 The learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. He further submitted that bare perusal of the FIR shows that the police reached the place of occurrence after making full preparation but failed to apprehend the persons present on the spot. petitioner's name has been dragged in this case on the basis of so-called disclosure made by the co-accused before the police. Petitioner is a man of clean antecedent. Attention of this Court has been drawn towards contraband seized which is little bit more than small quantity as far as brown sugar is concerned and the quantity of Ganja is very small.

5 The learned counsel for the State vehemently opposed the prayer for bail.

6 Having considered the rival submissions, clean antecedent, quantity of brown sugar which is little bit more than small quantity and the quantity of Ganja is minimal, I am inclined to grant anticipatory bail to the petitioner.

7 Let the petitioner above named, in the event of his arrest/surrender within a period of four weeks from today, be released on bail on his furnishing bonds of Rs 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount



each to the satisfaction of learned Principal District Judge, Bhagalpur in Bypass PS Case No 49 of 2026 subject to all conditions as laid down under Section 482 (2) of the BNSS

8 This Court makes it clear that if the petitioner is involved in such type of offence in future, this will be sufficient ground for cancellation of his bail bonds by the Court below itself.

9 This application is allowed.

(Ranjan Kumar Jha, J)

M.E.H./-

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