

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55181 of 2025

Arising Out of PS. Case No.-138 Year-2025 Thana- SONBERSA District- Sitamarhi

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Anil Mahto @ Anil Kumar son of Kishori Mahto Resident Of Village-
Sonbarsha Ps -Sonbarsha District -Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Alok Kumar Jha

For the Opposite Party/s : Mr.Anant Kumar l

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

5 21-01-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections-8/20(b)(ii)B and 21(c) of the
NDPS Act.

3. It is alleged that on the tip off, the informant alongwith
police personnel reached at the destination where one person was
seen fleeing from the destination. It is further alleged that a furniture
shop was searched before two witnesses following due process of
law and on inquiry, 5.5 kg. of Ganja and 96 bottles of Codeine
phosphate cough syrup as well as 230 pieces of Nitrazepam tablets
were found from shop of the petitioner.

4. It has been submitted on behalf of the petitioner that the
shop wherefrom, the contraband was recovered though belonging to
the petitioner but it was a furniture shop, so, there is no question of
storage of narcotic substance. He has also submitted that the quantity



of recovered Ganja is not commercial. If it is assumed that the Ganja was recovered from shop of the petitioner, then also, the quantity of recovered Ganja is slightly above the small quantity and the cough syrup is also in small quantity. The petitioner is in custody since 22-05-2025.

5. Learned APP has opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances, let the petitioner named above, be released on bail **provisionally** 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, Sitamarhi in connection with Sonbarsa P.S. Case No. 138 of 2025.

7. **It is made clear that after release, the criminal antecedent of the petitioner shall be verified and if, he is found not involved in any other case except the present one, his bail bond shall be confirmed and if it is found that he is involved in any case other than the present one, his bail bond shall stand cancelled.**

(Nawneet Kumar Pandey, J)

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