IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60972 of 2026

CNR No. BRHC010819602026

Arising Out of PS. Case No.-162 Year-2025 Thana- SIKTA District- West Champaran

==========

Dhiraj @ Dhiraj Kumar @ Dhiraj Kumar Sah S/o Gopal Sah R/o Village - Sikta, PS - Sikta, District - West Champaran

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Tarun Prasad Mandal, APP

==========

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

3 04-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 20(b)(ii)(c), 23(c), 25 and 29 of the NDPS Act.

3. The case of the prosecution is that altogether 9.9 kgs of *ganja* and 300 grams of *charas* were allegedly recovery from an auto.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. Learned counsel for the petitioner has submitted that petitioner is neither the driver nor the owner of the said vehicle. It has further been submitted that

WEB COPY

alleged contraband belonged to the passenger who fled away from the spot. It has further been nothing has been recovered from the possession of this petitioner. The seizure list witnesses are police personnel and police have not complied Section 105 of the BNSS while making the seizure. It has further been submitted that alleged recovery is though more than small quantity but is much less than commercial quantity. It has further been submitted that similarly situated co-accused Narayan Kushwaha has been granted bail by this court vide Cr. Misc. No. 12451 of 2026. The case of this petitioner stands on similar footing. Moreover, he is languishing in judicial custody since 18.11.2025.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail and has submitted that the petitioner is having one criminal antecedent.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Sikta P.S. Case No. 162 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned NDPS Exclusive Court,

WEB COPY

Bettiah, West Champaran.

(Ashok Kumar Pandey, J)

Sneha/-

U		T	

WEB COPY