

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65778 of 2025

Arising Out of PS. Case No.-151 Year-2025 Thana- RAXAUL District- East Champaran

Ravi Kumar Gupta @ Ravi Gupta @ Ravi @ Manoj Kumar Gupta S/o Ram
Swaroop Gupta @ Ram Swarup Gupta Resident of Village - Mauje Ward No.
20, P.S. - Raxaul, District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhurendra Kumar, Advocate

For the Opposite Party/s : Mr.Bishweshwar Ram, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

4 16-01-2026 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Raxaul
P.S. case No. 151 of 2025 instituted for the offences under
Sections 22(b), 25 and 29 of the N.D.P.S. Act.

3. As per prosecution case, the police has recovered
Tramadus capsule 6600 pieces, Sampex Capsule 864 pieces,
Trarem 100-240 pieces, Nitravet-10 600 tablets, Onrex Syrup 6
pieces of 100 ml each, 5 empty bottles of Blendep Reserve
Whisky, Betzeeare-10 100 tablets i.e. intoxicant medicines and
syrup from the house of father-in-law of the petitioner.

4. Learned counsel for the petitioner submitted that
the petitioner has falsely been implicated in the present case due
to oblique and ulterior motive. Charge-sheet has been submitted



in this case. Petitioner is in custody since 09.04.2025 and has six criminal antecedents. There is no allegation of tampering of witnesses alleged against the petitioner. No incriminating material has been recovered from the conscious possession of the petitioner. He further submitted that except so-called disclosure made before the Police, which has no evidentiary value, there is no cogent materials against the petitioner. The other co-accused has been granted bail by this Court vide order dated 15.10.2025 passed in Criminal Miscellaneous No. 48665 of 2025. There is no compliance of Sections 42 and 50 of the N.D.P.S. Act. There is also no compliance of Section 103 of the B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, the period of custody undergone by the petitioner as also there being no recovery of incriminating/contraband from the possession of the petitioner, this Court is inclined to grant bail to the petitioner

7. Let the petitioner be released on bail, after framing of charge if not already framed, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount



each to the satisfaction of Court below/concerned Court in connection with Raxaul P.S. case No. 151 of 2025, subject to the following conditions;

(i) One of the bailor(s) shall be the own/close family members of the petitioner.

(ii) The petitioner shall cooperate 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 in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(Rudra Prakash Mishra, J)

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