IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68798 of 2026

CNR No. BRHC010999422026

Arising Out of PS. Case No.-79 Year-2025 Thana- FALKA District- Katihar

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Bambam Yadav S/O Sukhdev Yadav @ Sukho Yadav R/O- Amol (Amoul), PS- Falka, Distt- Katihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sanjeev Kumar Singh, Advocate
For the Opposite Party/s : Mr. Narendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

2 30-10-2026 1. Heard learned counsel for the parties.

2. The petitioner has renewed his prayer for grant of regular bail in connection with N.D.P.S. Case no. 99 of 2025, arising out of Falka P.S. Case no. 79 of 2025 registered under section 317(5) of the Bhartiya Nyaya Sanhita, 2023, section 25(1-B)(a), 26 and 35 of the Arms Act and section 8(C), 21(b) and 22(b) of the N.D.P.S Act.

3. As per the prosecution case, on a raid being conducted, a country made pistol and 61.69 grams of smack was recovered from the possession of the petitioner. It is further stated that 19 live cartridges and 41.61 grams of smack was recovered from the possession of the co-accused.

4. It is submitted by learned counsel for the petitioner

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that the earlier prayer for bail of the petitioner was rejected vide order dated 11.2.2026 (Annexure-1) passed in Cr. Misc. no. 78534 of 2025 giving liberty to the petitioner to renew his prayer for bail after completing one year in custody or on framing of charge, whichever is later. The petitioner has remained in custody for more than one year since 1.7.2025 and producing a certified copy of the order sheet of the learned trial Court in reference to the order dated 14.10.2025 passed in N.D.P.S Case no. 99 of 2025 by the learned District & Additional Sessions Judge-II, Katihar, it is submitted that charge has been framed against the petitioner in the learned trial Court under section 21(b) of the N.D.P.S Act, 1985 and sections 25(1-B)/26 of the Arms Act. The petitioner undertakes to cooperate in the trial.

5. Certified copy of the aforesaid order dated 14.10.2025 produced by learned counsel for the petitioner is taken on record.

6. The application for bail is opposed by learned APP for the State.

7. Having heard learned counsel for the parties and taking into consideration the allegations against the petitioner in the FIR, liberty granted by the aforesaid order dated 11.2.2026,

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charge having been framed against the petitioner in the learned trial Court and the petitioner having remained in custody since 1.7.2025, the petitioner is directed to be enlarged on bail in connection with N.D.P.S. Case no. 99 of 2025, arising out of Falka P.S. Case no. 79 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned District & Additional Sessions Judge-II, Katihar.

(Partha Sarthy, J)

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