

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74259 of 2025

Arising Out of PS. Case No.-5 Year-2021 Thana- D.R.I District- Patna

Chandan Kumar Jha S/O Late Pramod Kumar Jha Resident of village
-Bariyarpur, P.S- Sakra, Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The Union of India through DRI, Patna Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Manoj Kumar Singh, Advocate
For the Opposite Party/s :	Mr. Vikash Kumar, Sr. SC
:	Mr. Ankit Kumar Singh, Jr. SC
:	Ms. Aradhna Kumar, Advocate
:	Mr. Akash Deep, Advocate

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 11-02-2026 Heard learned counsel for the petitioner and learned
counsel for the Union of India through DRI, Patna.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 20(b), 25 & 29 of the
N.D.P.S. Act.

3. As per the prosecution case, the allegation
against the petitioner is that the petitioner is the driver of the
alleged truck and he is actively involved in trafficking of *ganja*
and huge quantity of ganja i.e. 382.500 kgs has been recovered.

4. The learned counsel for the petitioner submits
that the petitioner has been made an accused in this case only
on account of the fact that he was the driver of the vehicle from



which the seizure was made. It has been submitted that the petitioner was not aware of the fact that *ganja* was kept in the vehicle and further, other co-accused persons, being the owner of the truck and the passengers of the other vehicle, which was moving along with the said truck, have been granted the privilege of bail by Co-ordinate Benches of this Court vide order dated 03.12.2024, 18.04.2025 and 01.08.2025 passed in Cr. Misc. No.42392 of 2024, Cr. Misc. No.84243 of 2024 and Cr. Misc. No.44796 of 2025 respectively. The petitioner is in custody since 21.09.2021 i.e. for more than four years and with no criminal antecedent.

5. Learned counsel for the Union of India, through DRI submitting that the present case involves commercial quantity of *ganja* having been recovered in the vehicle in question which was being driven by the petitioner, coupled with the fact that seven out of ten witnesses have already been examined by the prosecution, opposed the bail application of the present petitioner.

6. Taking into consideration the facts and circumstances and also considering the fact that the case has reached at the fag end and only three witnesses are remaining to be examined on behalf of the prosecution, this Court is not



inclined to grant the privilege of bail to the petitioner. Accordingly, the prayer for bail of the petitioner is hereby rejected in connection with Special (NDPS) Case No.133 of 2021 (arising out of DRI file no.DRI/LZU/PRU/718(II)/ENQ-10/2021-2022, unit Case No.05/2021-2022).

7. However, the learned Trial Court is directed to proceed expeditiously and conclude the trial, preferably, within a period of four months from today without giving any unnecessary adjournments to any of the accused persons.

(Soni Shrivastava, J)

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