IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74072 of 2026

CNR No. BRHC011077482026

Arising Out of PS. Case No.-30 Year-2026 Thana- NARPATGANJ District- Araria

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Md. Adil @ Akhruzzama @ Md. Akhruzzama @ Adil S/O Belal Ahmad R/O Vill.- Sahebganj, Ward no. 7, P.s.- Narpatganj, Dist.- Araria.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Arvind Kumar, Advocate
Mr. Abhishek Bharti, Advocate
For the Opposite Party/s : Mr. Nagendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 27-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Narpatganj P.S. Case No. 30 of 2026, instituted for the offences punishable under Sections 8 and 20(b)(ii)(c) of the NDPS Act.

3. Prosecution allegation, in short, is that there is recovery of total 80 Kg of ganja in this case.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner has got no concern with the alleged recovery of ganja. It is further submitted that

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the petitioner was neither arrested on spot nor any recovery of alleged contraband has been made from the conscious possession of the petitioner. Name of the petitioner has transpired in this case on the basis of confessional statement made by co-accused, namely, Md. Jahangir and the same has got no evidentiary value. The petitioner is in custody since 26.07.2026 and has got no criminal antecedent. There is no compliance of Sections 42 and 50 of the N.D.P.S. Act.

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, no recovery from the possession of the petitioner and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Narpatganj P.S. Case No. 30 of 2026.

(Rudra Prakash Mishra, J)

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