

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84280 of 2025

Arising Out of PS. Case No.-217 Year-2025 Thana- BHAGWANPUR District- Begusarai

Kari Paswan S/O Ranjan Paswan Resident of Village- Amraur, P.S.- Singhaul,
District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Madhura Nand Jha, APP

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

ORAL ORDER

3 09-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bhagwanpur P.S. Case No. 217 of 2025 instituted for the offences under Section 61(2) of the Bharatiya Nyaya Sanhita, 2023 and Sections 8, 20(B) ii C of the NDPS Act.

3. Police, on the basis of secret information, intercepted two vehicles carrying contraband. On search, total 32.59 Kg of ganja and a mobile phone were recovered from the petitioner's car.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. The petitioner is in custody since 13.07.2025 and



has got one criminal antecedent but he is on bail in that case. There is no allegation of tampering of witnesses alleged against the petitioner. Learned counsel further submits that the petitioner has no concern with the alleged recovery rather the petitioner was driving the car on the instruction of owner of the vehicle.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Learned A.P.P. submits that recovered contraband is above the commercial quantity, hence, there is bar under Section 37 of the N.D.P.S. Act.

6. Considering the aforesaid facts and circumstances of the case and recovery of contraband beyond commercial quantity coupled with embargo under Section 37 of the N.D.P.S. Act, this Court is not inclined to grant bail to the petitioner.

7. The prayer is rejected.

(Rudra Prakash Mishra, J)

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