

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73333 of 2025

Arising Out of PS. Case No.-68 Year-2025 Thana- HARPUR District- East Champaran

Raja Mahto S/O Late Ichuaatar Mahto resident of Village - Madhopur,
Jogiraha, P.S- Turkauliya, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with
CRIMINAL MISCELLANEOUS No. 78319 of 2025

Arising Out of PS. Case No.-68 Year-2025 Thana- HARPUR District- East Champaran

ShyamlalMahto @ Shyamlal Mahato S/o Jogindra Mahto R/o Village-
Bhatwaliya, P.S- Sangrampur, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 73333 of 2025)

For the Petitioner/s : Mr. Harishankar Raj, Advocate
Mr. Saurabh Kumar Priyadarshy, Advocate
Mr. Gyanendra Kumar, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

(In CRIMINAL MISCELLANEOUS No. 78319 of 2025)

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
Mr. Sharad Kumar Verma, Advocate
Mr. Sagar Kumar, Advocate

For the Opposite Party/s : Mr. Hemant Ray, Advocate
Mr. Mohammad Sufyan, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 21-01-2026

1. Heard learned counsel for the parties.

2. The petitioners have preferred this application for
grant of regular bail in connection with Harpur P.S. Case no.68
of 2025 registered under section 111 (2) of the Bhartiya Nyaya



Sanhita, 2023 and sections 8, 23(c), 20 (b)(ii)(C), 25 and 29 of the N.D.P.S. Act.

3. As per the prosecution case, 14 kgs each of *ganja* was recovered from the possession of two petitioners herein.

4. Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the case. No incriminating article has been recovered from their possession. They have no criminal antecedent and are in custody since 26.5.2025. Charge-sheet has been submitted in the case. Co-accused Naval Prasad Yadav has been enlarged on bail vide order dated 12.12.2025 passed in Cr. Misc. no.84037 of 2025.

5. The application for bail is opposed by learned A.P.P for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegation against the petitioners, the *ganja* recovered having been said to be much below the commercial quantity, the petitioners having remained in custody since 26.5.2025, charge-sheet having been submitted in the case and especially the petitioners not having any criminal antecedent, both the petitioners are directed to be enlarged on bail in connection with Harpur P.S. Case no.68 of 2025 on each of them furnishing bail bond of Rs.10,000/- (Rupees Ten



Thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge/Special Judge, East Champaran, Motihari.

(Partha Sarthy, J)

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