IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81152 of 2026

CNR No. BRHC011180452026

Arising Out of PS. Case No.-156 Year-2024 Thana- YADOPUR District- Gopalganj

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Ashik Ali @ Ashiq Ali Son of Bhola Miya Resident of village - Bagha, P.S.- Yadopur, Distt.- Gopalganj.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Dewanand Tiwari, Advocate
For the Opposite Party/s : Mr.Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 25-11-2026 Heard Mr.Dewanand Tiwari, learned counsel for the petitioner and Mr.Bhanu Pratap Singh, learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since 22.08.2026 in connection with Yadavpur P.S. Case No. 156 of 2024, F.I.R. dated 01.10.2024 registered for the offence punishable under Sections Sections 8, 20(b)(ii)(c) of N.D.P.S.Act.

3. Recovery is of 70.990 Kg of Ganja.

4. Learned counsel appearing for the petitioner submits that the petitioner has clean antecedent. He has falsely been implicated in the present case. He further submits that it appears from the FIR that the recovery has been made from the

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vehicle in question and petitioner was not in the FIR. The name of the petitioner has been transpired during investigation on the basis of the confessional statement of apprehended co-accused person, namely, Jairam Yadav and except the confessional statement of apprehended co-accused person, no other cogent material has come during investigation against the petitioner to suggest the involvement of the petitioner in the present occurrence and nothing has been recovered from conscious possession of the petitioner. The police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 22.08.2026.

5. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts, petitioner has clean antecedent, name of the petitioner has been transpired during investigation on the basis of the confessional statement of apprehended co-accused person, namely, Jairam Yadav and nothing has been recovered from conscious possession of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Principal District and Sessions Judge, Gopalganj in connection

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with Yadavpur P.S. Case No. 156 of 2024, with the following conditions:-

(I) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Nitesh/-

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