

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82009 of 2025

Arising Out of PS. Case No.-320 Year-2025 Thana- OBRA District- Aurangabad

Shatrughan Kumar @ Shatrudhan Kumar S/O Suresh Yadav R/O Village -
Dhamni. P.S- Kasma, District- Aurangabad (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Birendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 18-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 8, 20(B), IIA 25 of the
Narcotic Drugs and Psychotropic Substance Act, 1985.

3. As per the prosecution case, total 2.200 Kg. of
Ganja was recovered from the possession of the petitioner.

4. Learned counsel for the petitioner submits that
2.200 Kg. of ganja has been shown from the possession of this
petitioner from a bag which was being carried by him. It is
further submitted that the mandatory provision of search and
seizure has been violated and witnesses to the seizure list are the
Police Personnel. Further the quantity of the narcotic is an
intermediary quantity just a little over small quantity much
below commercial quantity. Further the substance was also not
sent up for forensic examination and the petitioner is in custody
since 17.09.2025 and charge-sheet has been submitted.



Petitioner claims clean antecedent.

5. Learned APP for the State opposes the grant of bail.

6. Taking into consideration the facts and circumstances and considering the fact that the charge-sheet has been submitted and the petitioner has no criminal antecedent, coupled with the fact that the recovery is also only a little over small quantity, let the above named petitioner, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned District and Additional Sessions Judge-1st- cum-Special Judge, (SC/ST, Children & N.D.P.S. Act), Aurangabad (Bihar) /concerned Court below in connection with Obra (NDPS) P.S. Case No. 320 of 2025, subject to condition that:-

(i) The petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

(Soni Shrivastava, J)

Ranjeet/-

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