

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80882 of 2025

Arising Out of PS. Case No.-181 Year-2025 Thana- KOTWA District- East Champaran

Sompal Kumar @ Sonu Kumar Son of Keshu Ram Resident of Village- Subri,
P.S.- Nagal, District- Saharanpur (U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

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

ORAL ORDER

2 13-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Kotwa
P.S. Case No. 181 of 2025, NDPS G.R. Case No. 76 of 2025
instituted for the offences under Sections 8, 17(c), 18(c) of the
NDPS Act.

3. Prosecution allegation, in short, is that total 4.074
kilogram of opium has been recovered in this case.

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 20.05.2025 and
has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner.



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)

Alok Verma/-

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