

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91471 of 2025

Arising Out of PS. Case No.-407 Year-2024 Thana- BAISI District- Purnia

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Bhaskar Kumar Suman @ Golu S/O Suman Kumar Choudhary Resident of
Village- Singhiya Makandpur, P.S.- Gopalpur, Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr.Shantanu Kumar, A.P.P.

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

ORAL ORDER

6 18-03-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2.The petitioner seeks bail in connection with Baisi
P.S. Case No. 407 of 2024, instituted for the offence under
Sections 111 and 317(2) of the BNS and Section 8(c) and 21(c)
of the NDPS Act.

3. Earlier vide order dated 18.03.2025 passed in Cr.
Misc. No. 15516 of 2025, regular bail of the petitioner was
rejected by this Court considering the recovery of contraband
beyond commercial quantity.

4. Learned counsel for the petitioner submits that
the present one is the second attempt for grant of regular bail to
the petitioner. It is mainly submitted that the name of the
petitioner has been disclosed by the apprehended co-accused



person. The charge has been framed against the petitioner. He further submitted that out of four chargesheet witnesses, three witnesses have been examined in this case. Nothing has been recovered from the possession of the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 17.12.2024. Learned counsel further submits that there is no likelihood of the trial being concluded in the near future.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and taking into account the fact that continued detention of the petitioner would serve no purpose other than punitive pretrial incarceration, which is antithetical to the spirit of Article 21 of the Constitution of India, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Baisi P.S. Case No. 407 of 2024, subject to the following conditions:



(I) One of the bailors shall be the petitioner’s own or close member.

(II) The petitioner shall appear on each and every date fixed during the trial and shall not remain absent on two consecutive dates without sufficient cause.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during the course of trial.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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