

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87558 of 2025

Arising Out of PS. Case No.-238 Year-2025 Thana- CHHAURADANO District- East
Champaran

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Birju Chaudhary son of Ram Kamal Chaudhary Resident of village- Jitpur
Bela, Ps- Jitna, District- East Champaran Motihari

... .. Petitioner/s

Versus

The State of Bihar bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajesh Kumar
For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP
Mr. Sanjay Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 06-04-2026 Heard the learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks regular bail in connection with
Chhaurandano P.S. Case No. 238 of 2025 registered for the
offence under Sections 18(b), 21(c), 23(c), 25 and 29 of the
NDPS Act.

3. Though the allegation is of recovery of 1 Kg of
Opium but from the perusal of the FSL Report it appears that
morphine has been recovered from the petitioner and the
recovery is of more than the commercial quantity.

4. The petitioner is in custody since 02.08.2025 and
claims clean antecedent.

5. Considering the recovery of more than commercial



quantity, this Court is not inclined to grant regular bail to the petitioner. Accordingly, this application for regular bail stands rejected.

6. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

7. The copy of the report shall be kept with the records.

(Sandeep Kumar, J)

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