

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87906 of 2025

Arising Out of PS. Case No.-189 Year-2025 Thana- R S P.S. District- Araria

Abdullah S/o Md Safique @ Md. Shafique Resident of Lahna Gosaibari,
Ward no 15, P.S. and District -Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Choubey, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 30-01-2026 Heard Mr. Ranjeet Choubey, learned counsel for the
petitioner and Mr. Arun Kumar, learned APP for the State.

2. The petitioner has prayed for bail in connection with
R.S. P.S. Case No. 189 of 2025 registered for the offence
punishable under Sections 8(c) & 21(b) of the NDPS Act.

3. The case of the prosecution in short is that from a
rented house, altogether 90 gram of smack like substance was
recovered.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this case. Nothing has
been recovered from the conscious possession of the petitioner.
The witnesses of the seizure list are police personnel. The police
has not followed Section 105 of the BNSS while making the



seizure. It has also been submitted that the alleged quantum of the contraband which is said to be recovered is though more than small quantity but is much less than commercial quantity. Similarly situated other co-accused person has already been granted bail by this court passed in Cr. Misc. No. 88810 of 2025. He further submits that a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 14.10.2025.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Special Judge, NDPS Act, Araria in connection with R.S. P.S. Case No. 189 of 2025.

(Ashok Kumar Pandey, J)

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