

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89832 of 2025

Arising Out of PS. Case No.-373 Year-2025 Thana- BAHADURGANJ District- Kishanganj

Suraj Kumar S/o Sohan Lal R/o vill - Dohaliya, ward no. 4, P.S.-
Bahadurganj, Distt.- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Meenakshi Priya, Advocate
For the Opposite Party/s : Mr. Anant Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 15-01-2026 Heard Ms. Meenakshi Priya, learned counsel for the

petitioner and Mr. Anant Kumar Pandey, learned APP for the

State.

2. The petitioner has prayed for bail in connection with
NDPS Case No. 373 of 2025 arising out Bahadurganj P.S. Case
No. 373 of 2025 registered for the offence punishable under
Sections 8, 20(b) (ii) (B) of the NDPS Act.

3. The case of the prosecution in short is that the
altogether 6.020 kg of *ganja* was recovered outside the veranda of
the house of this petitioner.

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. Learned
counsel for the petitioner submits that nothing has been recovered
from the possession of this petitioner rather the recovery was



made from an open place, which is accessible to everyone. He also submits that the witnesses of the seizure are police personnel. Police has not complied with Section 105 of the BNSS while making the seizure. He further submits that the quantum of contraband which has been recovered from the possession of this petitioner is though more than small quantity but is much less than commercial quantity. Moreover, 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 24.08.2025.

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, Exclusive Special Court (NDPS), Civil Court, Kishanganj in connection with NDPS Case No. 373 of 2025 arising out of Bahadurganj P.S. Case No. 373 of 2025.

(Ashok Kumar Pandey, J)

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