

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2231 of 2026

Arising Out of PS. Case No.-182 Year-2024 Thana- KURSAILA District- Katihar

Dilo Mandal Son of Late Chhabbu Mandal Resident of Village- Nawabganj
Darmahi Tola, P.S.- Kurshela, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Prakash Dwivedi

For the Opposite Party/s : Mr.Md. Shakir Ahmad

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

ORAL ORDER

2 21-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Kursela
P.S. Case No. 182 of 2024, instituted for the offences under
Sections 8, 20(B)(ii)(c), 22(c) of the NDPS Act.

3. Prosecution allegation, in short, is that 22 Kg. Ganja
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 01.10.2024 and
has got no criminal antecedent. The petitioner is the driver of
the alleged vehicle from which 22 Kg. Ganja has been
recovered. There is no allegation of tampering of witnesses
alleged against the petitioner. Learned counsel further submits
that petitioner is 70 years old senior citizen and suffering from



various ailments.

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)

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