

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1970 of 2026

Arising Out of PS. Case No.-63 Year-2025 Thana- BIRPUR District- Supaul

Manohar Yadav Son of Mahesh Prasad Yadav @ Mahesh Rohita R/o Puraini
Ward No.- 14, P.S.- Birpur, District - Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

3 24-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in connection with Birpur P.S. Case No. 63 of 2025 instituted for the offences punishable under Sections 8(C)/21(b)/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

3. The allegation against the petitioner is that he had called upon one Ravi Kumar to Nepal for a party and while the said Ravi Kumar was returning, he was apprehended at the Indo-Nepal Border and on search 19 grams of brown sugar was allegedly recovered from the conscious possession of Ravi Kumar.

4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated with vague allegations. It



has further been submitted that no recovery is said to have been made from the petitioner while the apprehended person has said that he had gone to Nepal and was present in a party with the petitioner and thereafter while he was coming back he was apprehended. It has been submitted that even from plain reading of the FIR no allegation under the NDPS Act, whatsoever is being made out against the petitioner. It has lastly been submitted that the petitioner has one criminal case of similar nature in which he has been acquitted.

5. Learned APP appearing on behalf of the State has vehemently opposed the prayer for anticipatory bail.

6. Considering the facts aforesaid, the petitioner is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge, Supaul in connection with Birpur P.S. Case No. 63 of 2025, subject to the conditions as laid down under Section 482 of the BNSS and subject to the following conditions:-

(i) One of the bailors will be a close relative of the petitioner and the other shall be a local resident:



(ii) the petitioner will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court;

(iii) in case of absence on two consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will liable to be cancelled by the Court concerned;

(iv) the Court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bonds of the petitioner. However, the acceptance of bail bonds in terms of the above mentioned order shall not be delayed for purpose of the same on in the name of verification.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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