

In the Court of Dipankar Pandey, Principal District & Sessions Judge, Bhagalpur, B.A. No. 341/2026, Rantu Mandal & another Vs. The State of Bihar, order dated 02-05-2026.

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, BHAGALPUR

Bail Application No. 341/2026
Kahalgaon P.S. Case No. 83/2026

Rantu Mandal & another Versus State of Bihar

Counsel for the Petitioners : - Sri Amit Kumar, Advocate.
For the State : - Sri Sridhar Singh, Special Public Prosecutor.

Date of Order	Order with Signature of the Court
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02-05-2026	1. This is an application for regular bail filed on behalf of the accused- petitioners, namely, 1. Rantu Mandal and 2. Rajesh Jaiswal in connection with Kahalgaon P.S. Case No. 83/2026, instituted for offences u/s 8(c), 20(B)ii, B of Narcotic Drugs and Psychotropic Substances Act, 1985. The petitioners is in custody since 28-02-2026. 2. Heard Sri Amit Kumar, learned counsel for the petitioners and Sri Sridhar Singh, learned Special Public Prosecutor for the State. 3. Prosecution case as stated in the First Information Report is that on 28-02-2026, the informant S.I. Alok Ranjan of Kahalgaon P.S. alongwith other police personal proceeded for morning patrolling duty, vehicle checking as well as for recovery of illegal wine and intoxicated substance and in course whereof the police team reached near Naiyra Patrol Pump and started checking the vehicles. It is alleged that the informant saw that two persons on a motorcycle on which in the middle a bag was kept were coming from Pirpainti side and having seen the police they became nervous and they move and tried to flee away but on suspicion with the help of police force both persons along with motorcycle were apprehended and on interrogation the motorcycle driver disclosed his name as Rantu Mandal whereas the pillion rider disclosed his name as Anil Modi. Upon being asked regarding fleeing then both persons disclosed that they are carrying Ganja in the bag. Thereafter, for the purpose of search a notice u/s 50 of N.D.P.S. Act was served and in course whereof the person who disclosed his name as Anil Modi, further disclosed his name as Rajesh Jaiswal and disclosed that he used to work with Anil Modi and that's why he disclosed the name of Anil Modi. It is alleged that in course of search from possession of Rantu Mandal a mobile phone was recovered whereas from possession of Rajesh Jaiswal no any incriminating article has been recovered. Thereafter, when the motorcycle bearing registration no. BR-10Z-4119 was searched then a bag between the middle of Rantu Mandal and Rajesh Jaiswal was found in which seven packets containing Ganja like substance were recovered and on weighing it was found seven kilogram. It is alleged that upon being asked no any

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satisfactory explanation was given regarding the Ganja like substance by both apprehended persons. Accordingly, the recovered Ganja, Mobile phone and Motorcycle were seized as per seizure list and on the basis of typed application of informant, the present case has been instituted and the apprehended accused persons were formally being arrested and they were remanded to judicial custody.

4. The learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. They have falsely been implicated in this case. Entire allegation against the petitioners is false and concocted. There is no independent witness of seizure list rather the seizure list witnesses are police personnel which creates doubt regarding the genuineness of whole prosecution story. He further submits that admittedly no any incriminating material has been recovered from the conscious possession of petitioner. The petitioners bear clean antecedent and they are in custody since 28-02-2026.
5. On the other hand, learned Special Public Prosecutor vehemently opposed the prayer for grant of bail to the petitioners and submitted that the petitioners are named in the FIR with specific allegation that when the police apprehended the petitioners and search was made then total seven (7) Kilogram Ganja along with mobile phone and a motorcycle were recovered. The recovered Ganja comes under the category of intermediate quantity. During investigation, the witnesses have supported the prosecution case as well as recovery of contraband substance from possession of petitioners. The allegation is serious in nature and the investigation of the case is still going on.
6. Perused the case record as well as case diary. It transpires that during course of investigation the I.O. has mentioned the contents of seizure list at para 2 of the case diary. The restatement of informant has been recorded at para 3 of the case diary whereas at para 5 and 6 of the case diary statements of other police witnesses has been mentioned in which the witnesses have supported the prosecution case and the fact of recovery of contraband material from possession of petitioners. At para 12 of the case diary the confessional statements of both petitioners has been mentioned and from perusal whereof it transpires that both petitioners admitted their involvement in alleged occurrence. As per para 14 of the case diary, the petitioners bear clean antecedent. At para 54 of the case diary, the contents of supervision note has been mentioned and from perusal whereof it transpires that the case has been found true against the petitioners. At para 57 of the case diary, it has been mentioned that the seized motorcycle bearing registration no. BR-10Z-4119 stands in the name of petitioner Rantu Mandal. At para 63 of the case diary, the CDR of mobile no. 9709920179 has been mentioned and it was found that the said mobile number was used in talking with Anil Modi whose mobile number is 8757738488. At para 75 of the case diary, it has been mentioned that accused

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Anil Modi bears criminal antecedent as Pirpanti P.S. Case No. 441/2023 dated 04-12-2023 u/s 8, 20(b)ii, C and 22 N.D.P.S. Act is registered. The investigation of the case is still going.

7. After having gone through the documents & the materials available on record, this court finds that the petitioners are named in the FIR with specific allegation that when the police apprehended the petitioners and search was made then total seven (7) Kilogram Ganja along with mobile phone and a Motorcycle were recovered. The recovered Ganja comes under the category of intermediate quantity. During course of investigation, the witnesses have fully supported the prosecution case as well as recovery of contraband materials from the possession of petitioners. During investigation the case has been found true against the petitioners. The investigation of the case is still going on.
8. Therefore, considering the nature and seriousness of allegation, recovered quantity of Gnaja, the complicity of the petitioners in the alleged occurrence, its impact on the society and the fact that the investigation of the case is still going on, this court is not inclined to release the petitioners on bail. Accordingly, the bail petition of above named two petitioners is hereby **Rejected**.

Sd/-
(Dipankar Pandey)
Principal Sessions Judge.

Date of Judgment/Order	02-05-2026
Date of Reserving Judgment/Order	N/A
Uploading Date	04-05-2026
Uploaded by	R.B.D.Tripathi, Steno