

IN THE COURT OF SESSIONS JUDGE-cum-SPECIAL JUDGE

NDPS ACT, GAYA

Spl. A. B. P. No. 39/2026

Binod Yadav @ Bindu Yadav & Ors. Vrs. The State of Bihar

Imamganj P.S. Case No. 54/2026

05.06.2026

Present:

For the petitioners -----: Sri Rajeev Kumar Singh, Ld. Advocate

For the State-----: Sri Sahdullaha Farooque, Spl. Public Prosecutor

The present petition for anticipatory bail has been filed on behalf of petitioners 1. Binod Yadav @ Bindu Yadav 2. Shri Yadav 3. Saryu Manjhi @ Bhotan Bhuiya 4. Ram Vilash Paswan @ Bilash Paswan apprehending their arrest in connection with Imamganj P.S. Case No. 54/2026 registered for the offences punishable under Sections 8(b) and 18(b)(c), 25 and 29 of the NDPS Act.

The prosecution story in brief as per the informant, Raushan Kumar, Forest Officer is that acting under the directions of superior officers, conducted raids along with forest officers and other officials on three different dates namely 23.02.2026, 24.02.2026 and 01.03.2026 over forest land. During these operations, opium plants were destroyed over 8.46 acres of forest land. On enquiry regarding the cultivation, on the condition of anonymity, the villagers disclosed, that the accused-petitioners along with others were involved in the illicit cultivation of opium plants.

Ld. counsel appearing for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case due

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to dirty village politics and merely on the basis of suspicion. He further submits that the petitioners have committed no offence and they carry no criminal antecedents.

Ld. counsel further submits that on the condition of anonymity, the name of the petitioners have been referred to in the FIR which makes it highly doubtful and not free from malice. He further submits that the petitioners were not caught on the spot and no incriminating article has been recovered from the physical possession of these petitioners. He further submits that the prayer for bail of the co-accused persons namely Pradeep Kumar @ Pradeep Sao, Birbal Prajapati and Upender Sao has already been considered vide order dated 10.04.2026 passed in Bail Application Spl. Case No. 1266/2026, hence the prayer for bail of these petitioners may also be considered favourably.

Ld. Spl. P.P. has also been heard in opposition to the prayer for bail.

I have considered the submissions as advanced by the parties and have perused the orders as discussed above. Upon perusal of the FIR, it appears that the name of the petitioners has transpired on the condition of anonymity by the local villagers. Furthermore, the petitioners no. 1, 2 and 3 carry no criminal antecedents whereas the petitioner no. 4 carries one criminal antecedents as per Para-78 of the case diary.

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Taking note of the aforesaid submissions, this Court is inclined to entertain the prayer for anticipatory bail of the petitioners. Accordingly, this anticipatory bail stands **allowed**. It is directed that the petitioners in the event of arrest or surrender before the court concerned within a period of four weeks from today they shall be released on bail on furnishing bail bond of **Rs.25,000/-** with two sureties of the like amount each to the satisfaction of the court concerned with condition laid down u/s 482 of the BNSS.

(Dictated and corrected)

Sd/-

(P.K. Malik)

Sessions Judge-cum-Spl. Judge

NDPS Act, Gaya

05.06.2026

Date of Order	05.06.2026
Date of reserving Order	N/A
Uploading Date	29.06.2026
Uploaded by	Steno (Vikash Kumar)