

Court of Special Judge (N.D.P.S. Act) Khagaria.

N.D.P.S. Bail Application No.18/2026

(Arising out of Chaitraghptanagar P.S. Case No.24/2026)

IN

N.D.P.S. Spl. Case No.09/2026

State of Bihar v. Mithu Kumar and Ors.

Date of order of proceeding	Order with signature of the court	Office action taken with date
1	2	3
<u>04.04.2026</u>	Present: Ld. S.P.P. for the state. Ld. Counsel for accused/applicant Firoz Alam. File is taken up today for disposal of N.D.P.S. Bail Application No.18/2026 dated 16.03.2026 filed on behalf of aforesaid applicant. Ld. Counsel for applicant submits that applicant has no criminal antecedent and he is in judicial custody since 08.02.2026. There is no independent witness associated at the time of search and seizure. The entire alleged recovery has been made in presence of police personnel only which makes the prosecution story highly doubtful. Alleged quantity does not fall under commercial quantity therefore, Section 37 of NDPS Act is not attracted in the present case. He has further submitted that applicant is ready to abide by all conditions imposed by this court if he is released on bail. Ld. S.P.P. for state has not filed reply to the bail	

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Contd.....
04.04.2026

application but she has vehemently opposed the same.

Heard. Perused the record.

Applicant was travelling on a motorcycle with co-accused. There is recovery 100 gms of smack from his jacket whereas 30 gms of the same was recovered from the co-accused. Investigation is still pending. In view of aforesaid facts and circumstances, this Court is not inclined to enlarge the applicant on bail.

Application is dated 12.03.2026 is hereby dismissed.

Put up on date already fixed.

(Dictated)

Sd/-

Special Judge (N.D.P.S. Act),
Khagaria
04.04.2026

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