

In the Court of Sessions Judge/Special Judge (NDPS), Patna

Anticipatory Bail Application No.- 575/2026

Radhe @ Jitendra Paswan

Petitioner

Vs.

The State of Bihar

Opposite party

Date

ORDER

06-03-2026

1. This anticipatory bail application is preferred by **Radhe @ Jitendra Paswan**, who is apprehending arrest in connection with **Alamganj P.S. Case No.08/2026** dated 04.01.2026, instituted for an offence under Sections 8(c), 21(b), 22, 29 of NDPS Act.
2. Heard Sri K. Verma, learned counsel for the accused-petitioner and Sri Ashok Kumar Sinha, learned Spl. PP on behalf of the State.
3. The prosecution case, in brief, is that on 04.01.2026 the police conducted a raid near Arfabad Canal Mahavir Mandir and apprehended co-accused Jitendra Kumar @ Mrityunjay Kumar while he was trying to flee. Upon search, 63 puriya of smack weighing 29.30 grams and Rs.4,050/- cash were recovered. It is alleged that during interrogation, the co-accused disclosed that the recovered smack has been supplied by the petitioner Radhe @ Jitendra Paswan, who used to provide smack for sale on commission.
4. Learned counsel for the petitioner submitted that the petitioner is innocent, committed no offence and has one criminal antecedent. It was further submitted that the petitioner has falsely been implicated in this case and nothing incriminating has been recovered from the possession of the petitioner. It was further submitted that the petitioner has no concern with the alleged smack or arms and none of the alleged sections are made out against the petitioner. On these grounds, prayed for privilege of anticipatory bail.
5. Per Contra, learned Special Public Prosecutor vehemently opposed the prayer for grant of anticipatory bail to the petitioner and submitted that 29.30 grams

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**Contd.....
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of smack was recovered from co-accused Jitendra Kumar @ Mrityunjay Kumar who disclosed that the same has been provided by the petitioner. It was further submitted that the petitioner is named in the FIR. It was further submitted that investigation is still going on and charge sheet is yet to be submitted against this petitioner. Also, the petitioner bears one criminal antecedent. The allegation against the petitioner is serious in nature.

6. Considering the nature of offence; the alleged smack of 29.30 grams smack has been recovered from the co-accused Jitendra Kumar @ Mrityunjay Kumar who disclosed that the same has been provided by the petitioner, which comes beyond the category of small quantity as per NDPS Act; investigation is going on and chargesheet awaited, this Court is of the opinion that it is not a fit case for grant of anticipatory bail to the petitioner.
7. Accordingly, this anticipatory bail application filed on behalf of the petitioner namely **Radhe @ Jitendra Paswan** is hereby **rejected**.

(Dictated)

**(Rupesh Deo)
Sessions Judge/Special Judge (NDPS),
Patna**

Date of Judgment/Order	06.03.2026
Date of Reserving Judgment/Order	24.02.2026
Uploading Date	06.03.2026
Uploaded by	Abhinav/-