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

BAIL APPLICATION No.- 416/2026

Pawan Kumar **Petitioner**

Vs.

The State of Bihar **Opposite party**

Date

O R D E R

07-03-2026

1. This regular bail application has been filed on behalf of accused-petitioner **Pawan Kumar,** who is in custody since 03.02.2026, in connection with **Nadi P.S. Case No.43/2026** dated 03.02.2026, registered under Sections 8/20 of NDPS Act.
2. Heard Sri Ram Chandra Singh, learned counsel for the accused-petitioner and Sri Ashok Kumar Sinha, Learned Spl. PP on behalf of the State.
3. The allegation against the petitioner is that 3.600 Kg ganja has been recovered from the possession of the petitioner from a backpack.
4. Learned counsel for the petitioner submitted that the petitioner is innocent, committed no offence and has no criminal antecedent. It was further submitted that the petitioner has falsely been implicated in this case on the basis of suspicion and nothing incriminating has been recovered from the possession of the petitioner. It was next submitted that the mandatory provisions of NDPS Act has not been complied by the police. The petitioner is in custody since 03.02.2026. On these grounds, prayed for privilege of regular bail.
5. On the other hand, learned Special Public Prosecutor vehemently opposed the prayer for grant of bail to the petitioner and submitted that 3.600 Kg ganja has been recovered from the possession of the petitioner from his backpack. It was next submitted that investigation is ongoing and charge sheet is yet to be submitted against this petitioner. The allegation against the petitioner is serious in nature. Therefore, the petitioner does not deserve the

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privilege of regular bail.

6. Considering the nature of accusation; quantum of recovery, i.e. 3.600 Kg ganja, which falls beyond the category of small quantity as per Narcotic Drugs and Psychotropic Substances Act, 1985; submissions of learned Special Public Prosecutor; investigation is ongoing and charge-sheet is yet to be submitted, this Court is of the opinion that it is not a fit case for grant of regular bail to the petitioner.

7. Accordingly, this regular bail application filed on behalf of the petitioner namely **Pawan Kumar** is hereby **rejected**.

(Dictated)

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

Date of Judgment/Order	**07.03.2026**
Date of Reserving Judgment/ Order	**26.02.2026**
Uploading Date	**07.03.2026**
Uploaded by	**Abhinav/-**