

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

BAIL APPLICATION No.- 426/2026

Shyam Babu Chauhan

Petitioner

Vs.

The State of Bihar

Opposite party

Date

ORDER

06-03-2026

- 1.** This regular bail application has been filed on behalf of accused-petitioner **Shyam Babu Chauhan**, who is in custody since 10.02.2026 in connection with **Parsa Bazar P.S. Case No.78/2026** dated 09.02.2026, registered under Sections 8/20(b)(ii) 20(B) of NDPS Act.
- 2.** Heard Smt. Bindu Kumari, 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 on 09.02.2026 at about 03:00 PM, on secret information the police conducted a raid near Sampatchak More, Patna and apprehended the petitioner Shyam Babu Chauhan while he was carrying ganja in bags. Upon search of his bags, 8.080 Kg ganja, one SAMSUNG mobile phone and Rs.2,000/- were recovered.
- 4.** Learned counsel for the petitioner submitted that the petitioner is innocent, committed no offence and has falsely been implicated in this case. It was further submitted that the petitioner bears one criminal antecedent. It was next submitted that the mandatory provisions of NDPS Act has not been complied by the police. The petitioner is in custody since 10.02.2026. 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 8.080 Kg ganja has been recovered from the possession of the petitioner. 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

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

BAIL APPLICATION No.- 426/2026

Contd.....
(06-03-2026)

serious in nature. Therefore, the petitioner does not deserve the privilege of regular bail.

- 6.** Considering the nature of accusation; quantum of recovery, i.e. 8.080 Kg ganja from the possession of the petitioner, 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 **Shyam Babu Chauhan** 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/-