

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

BAIL APPLICATION No.- 557/2026

Rahul Kumar

Petitioner

Vs.

The State of Bihar

Opposite party

Date

O R D E R

18-03-2026

- 1.** This regular bail application has been filed on behalf of accused-petitioner **Rahul Kumar**, who is in custody since 13.02.2026, in connection with **Naubatpur P.S. Case No.85/2026** dated 13.02.2026, registered under Sections 8(c), 21(b) of NDPS Act.
- 2.** Heard Sri Ranjit Kumar, 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 14.25 grams of smack was recovered from the possession of the petitioner.
- 4.** Learned counsel for the petitioner submitted that the petitioner is innocent, committed no offence and has been falsely been implicated in this case. He further submits that the petitioner no 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 13.02.2026. 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 14.25 grams of smack 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 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. 14.25 grams

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**Contd.....
(18-03-2026)**

of smack has been recovered 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 **Rahul Kumar** is hereby **rejected**.

(Dictated)

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

Date of Judgment/Order	18.03.2026
Date of Reserving Judgment/ Order	11.03.2026
Uploading Date	18.03.2026
Uploaded by	Shanu/-