

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

Bail Application No.- 580/2026

Suraj Kumar

Petitioner

Vs.

The State of Bihar

Opposite party

Date

O R D E R

30-03-2026

- 1.** This regular bail application is preferred by **Suraj Kumar**, who is in judicial custody since 20.02.2026, in connection with **Gopalpur P.S. Case No.98/2026** dated 19.02.2026, registered for offences punishable under Sections 20(B)II, 8B of NDPS Act, Section 30(a) of Bihar Prohibition and Excise Act and Section 25(1-b)(i), 26, 35 of Arms At, 1959.
- 2.** Heard Sri Satyam Sanidhy, 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 19.02.2026 the police apprehended the petitioner Suraj Kumar and co-accused Vicky Kumar @ Vishal and Ranjan Kumar and recovered 3.5 Kg Ganja, one illegal pistol with magazine, two extra magazines, four liquor weighing 56.375 litres, three mobile phones and one Royal Enfield Bullet motorcycle.
- 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 20.02.2026. On these grounds, prayed for privilege of regular bail.
- 5.** Per contra, learned Special Public Prosecutor vehemently opposed the bail application and submitted that 3.5 Kg Ganja, one illegal pistol with

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**Contd.....
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magazine, two extra magazines, four liquor weighing 56.375 litres, three mobile phones and one Royal Enfield Bullet motorcycle were recovered from the possession of the accused persons. It was further submitted that investigation is going on and charge sheet is yet to be submitted against this petitioner. Therefore, the petitioner does not deserve bail.

- 6.** Considering the nature of accusation; quantum of recovery, i.e. 3.5 Kg Ganja, one illegal pistol with magazine, two extra magazines, four liquor weighing 56.375 litres, three mobile phones and one Royal Enfield Bullet motorcycle were recovered from the possession of the accused persons, 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 **Suraj Kumar** is hereby **rejected**.

(Dictated)

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

Date of Judgment/Order	30.03.2026
Date of Reserving Judgment/Order	26.03.2026
Uploading Date	30.03.2026
Uploaded by	Shanu/-