

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

**BAIL APPLICATION No.-687/2026**

**Chintu Kumar & Anr.**

**Petitioner**

**Vs.**

**The State of Bihar**

**Opposite party**

**Date**

**ORDER**

**02-04-2026**

- 1.** This regular bail application has been filed on behalf of accused-petitioners **Chintu Kumar & Mukesh Kumar**, who are in custody since 03.03.2026 in connection with **Nadi (Fathua) P.S. Case No.82/2026** dated 02.03.2026, registered under Section 8, 20(B), IIB of NDPS Act.
- 2.** Heard Sri Pratyush Kumar, learned counsel for the accused-petitioners and Sri Ashok Kumar Sinha, Learned Spl. PP on behalf of the State.
- 3.** The allegation against the petitioner is that on 02.03.2026 the police apprehended six persons including the petitioners Chintu Kumar and Mukesh Kumar. On search, ganja in small packets and one bottle of liquor were recovered. On interrogation, they disclosed that they purchased the ganja from co-accused Kamlesh Rai. Thereafter, Kamlesh Rai was apprehend from his nearby shop and on search, 102 small puriyas weighing 2.193 Kg of ganja were recovered.
- 4.** Learned counsel for the petitioners submitted that the petitioners are innocent, committed no offence and have no criminal antecedent. It was further submitted that the petitioners have falsely been implicated in this case and nothing has been recovered from the conscious possession of the petitioner. The petitioners are in custody since 03.03.2026. 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 petitioners and submitted that 2.193 Kg ganja has been recovered from the possession of the accused persons. It was

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next submitted that investigation is ongoing and charge sheet is yet to be submitted against this petitioner. The allegation against the petitioners is serious in nature. Therefore, the petitioners do not deserve the privilege of regular bail.

- 6.** Considering the nature of accusation; quantum of recovery, i.e. 2.193 Kg ganja has been 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 petitioners.
- 7.** Accordingly, this regular bail application filed on behalf of the petitioners namely **Chintu Kumar & Mukesh Kumar** is hereby **rejected**.

**(Dictated)**

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

Date of Judgment/Order	02.04.2026
Date of Reserving Judgment/ Order	26.03.2026
Uploading Date	02.04.2026
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