

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

BAIL APPLICATION No.- 1428/2026
(Arising out of Nadi P.S. Case No.185/2026)

1. Mahesh Kumar

2. Akhilesh Rai

-----**Petitioners**

Vs.

The State of Bihar

-----**Opposite party**

Date

ORDER

18-06-2026

1. The present application for regular bail has been filed on behalf of the **accused-petitioners namely, Mahesh Kumar and Akhilesh Rai**, who are in judicial custody since 10.05.2026 in connection with **Nadi P.S. Case No. 185/2026** dated 10.05.2026, registered **under Sections 8, and 20(b)(ii)(B) of the NDPS Act**.
2. Heard Sri Ashok Kumar, learned counsel for the accused-petitioner and Sri Ashok Kumar Sinha, learned Spl. PP on behalf of the State.
3. The case of the prosecution is that on 10.05.2026 at about 02:35 hrs, during a raid near Kachchi Dargah Pipa Pul, on noticing the police, both petitioners attempted to flee but were apprehended while carrying jute bags. A search of their persons led to the recovery of **12.100 kilogram ganja**. The recovered contraband was weighed, seized, and duly documented in the seizure memo.
4. Learned counsel for the petitioners argued that they are innocent and have been falsely implicated in the present matter with ulterior and dishonest motive. It was submitted that petitioner no.1 has two prior criminal records, while petitioner no.2 has one antecedent, and no incriminating material was recovered from either of them. Learned counsel further pointed out that the petitioners have been in judicial custody since 10.05.2026. It was also contended that the mandatory safeguards under the NDPS Act were not properly observed during the investigation. On these grounds, a plea was made for grant of regular bail.
5. On the other hand, the learned Special Public Prosecutor opposed the bail application, asserting that **12.100 kilogram ganja** was recovered from the

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petitioners' possession. It was emphasized that the investigation is ongoing and the charge-sheet has not yet been filed. Given the nature of allegation and the recovery made, the prosecution argued that the petitioners are not entitled to bail.

6. Considering the nature of the accusation, the quantum of recovery, i.e., **12.100 kilogram ganja** which far exceeds the threshold of 'small quantity' under the NDPS Act; the submissions of learned Special Public Prosecutor; and the fact that the investigation is going on and the charge-sheet is yet to be filed, this Court is not inclined to grant regular bail to the petitioners.
7. Accordingly, the regular bail application filed on behalf of petitioners namely **Mahesh Kumar and Akhilesh Rai**, stands **rejected**.

(Dictated)

Sd/-

(Rupesh Deo)

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

Date of Order	18.06.2026
Date of Reserving Order	16.06.2026
Uploading Date	18.06.2026
Uploaded by	Santosh/-