

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

BAIL APPLICATION No.- 1308/2026
(Arising out of Agamkuan P.S. Case No.489/2026)

Aashish Kumar

-----**Petitioner**

Vs.

The State of Bihar

-----**Opposite party**

Date

ORDER

30-05-2026

1. The present application for regular bail has been filed on behalf of the **accused-petitioner, Aashish Kumar**, who has remained in custody since 14.05.2026, in connection with **Agamkuan P.S. Case No. 489/2026** dated 13.05.2026, registered under **Sections 8/20(b)(ii)(B) of the NDPS Act**.
2. Heard Sri Ghanshyam Tiwari, 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 on 13.05.2026, at about 14:30 hours, acting on secret intelligence, police raiding team reached near NRL Petrol Pump. On noticing the police, the petitioner attempted to flee from his Gumti shop but was apprehended. A subsequent search led to the recovery of 1.800 kilograms of ganja from the said shop.
4. Learned counsel for the petitioner submitted that the petitioner is innocent, has no prior criminal record, and has been falsely implicated. It was further argued that no contraband was recovered from his personal possession and that the mandatory provisions of the NDPS Act were not duly complied with by the investigating authorities. The petitioner has remained in judicial custody since 14.05.2026, and on these grounds, a prayer was made for grant of regular bail.
5. *Per contra*, learned Special Public Prosecutor contended that that 1.800 kilograms of ganja was recovered from the petitioner's premises. He further submitted that the investigation is still underway and the charge sheet has not

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yet been filed. Considering the allegations, it was urged that the petitioner is not entitled to bail at this stage.

6. Having regard to the nature of the accusation; **the recovery of 1.800 kilograms of ganja** which exceeds the threshold of small quantity under the NDPS Act; the submissions advanced by the learned Special Public Prosecutor, and the fact that the investigation is ongoing with the charge sheet yet to be filed, this Court is of the view that the present case does not warrant grant of regular bail.
7. Accordingly, the application for regular bail filed on behalf of the **petitioner, Aashish Kumar**, stands **rejected**.

(Dictated)

Sd/-
(Rupesh Deo)
Sessions Judge/Special Judge (NDPS),
Patna

Date of Order	30.05.2026
Date of Reserving Order	26.05.2026
Uploading Date	30.05.2026
Uploaded by	Santosh/-