

Kanhaiya Jee Choudhary
Principal District & Sessions Judge, Purnea
ABP No.-457/2026 (C.I.S. No. 457/2026)
(Arising out of Baisi P.S. Case No. 14/2026)
Nitin Kumar Singh Vs. State of Bihar
Order dated:- 18.04.2026

THE COURT OF PRINCIPAL DISTRICT AND SESSIONS JUDGE, PURNEA

Anticipatory Bail Petition No. 457/2026 (CIS No. 457/2026)
(Arising out of Baisi P.S. Case No. 14/2026)

IN THE MATTER OF:-

Nitin Kumar Singh, age 31 years, S/o Bitendra Kumar Singh, resident of MIG-2-225, A.D.A. Colony, Near Akshyvat Chauraha, P.S. Naini, District Allahabad (U.P.) Petitioner.

Versus

State of Bihar Opposite Party.

Date of order or proceeding	Order with signature of the court	Office action taken with date
18.04.2026	<p>1. This anticipatory bail petition filed on 13.03.2026 on behalf of the petitioner, namely, Nitin Kumar Singh, who is apprehending his arrest in connection with Baisi P.S. case no. 14/2026 registered for the offence u/s. 8/20(b) (ii)(C) of N.D.P.S. Act is put up for hearing.</p> <p>2. Heard Sri Ashish Kumar Roy, learned counsel for the petitioner as well as Sri Shambhu Anand, learned Special P.P. appearing for the State.</p> <p>3. The prosecution case, in brief, is that on 10.01.2026, at approximately 9:00 P.M., the informant who is presently posted at Dalkhola Chek Post along with other police personnel was inspecting vehicles traveling from Dalkhola towards Purnia near the Dalkhola Check Post on NH-31. During the inspection, at approximately 9:05 P.M., a Maruti Suzuki Swift LXi car bearing Registration No. UP70PT-4022 was stopped by him. Two persons seated in the car disclosed their names as Shubham Singh alias Satyam Singh (driver of the car) and Pritam Singh alias Sumit Vijay Yadav. Both men are residents of Uttar Pradesh. During search, nobody of that locality came forward or agreed to act as an independent witness. Consequently, designating two policemen as</p>	

<p>Contd. 18.04.2026</p>	<p>independent witnesses and following the search rules, the informant conducted a search. During search a substance resembling Ganja was recovered from various packets found inside a trolley bag located on the rear seat of the car, as well as from two trolley bags retrieved from the car's dicky. From Trolley Bag No. 01, two packets (P-1 and P-2) containing 8 kg. of Ganja in each packet, from Trolley Bag No. 02, packets P-1 and P-2 contained 2 kg. of Ganja in each packet, while packets P-3 through P-9 each contained 1.990 kg of Ganja and from Trolley Bag No. 03, packet P-1 (8.100 kg) and packet P-2 (8.030 kg) of Ganja were recovered. On weighing all the packets, a total quantity of 50.060 kg. of a substance resembling Ganja was found. Additionally, a mobile phone (Model: INFINIX) IMEI 01: 359531566474269; IMEI 02: 359531566474277)—fitted with a SIM card bearing the mobile number 9695832154 was recovered from Shubham Singh alias Satyam Singh; and a REDMI 9 POWER (Model: M2010J1951; IMEI 1: 862223056847432; IMEI 2: 862223056847440) was recovered from Pritam Singh alias Sumit Vijay Yadav. Furthermore, a car bearing Registration No. UP70PT-4022, Chassis No. MBHZCDESKRK200652, and Engine No. Z12EP1098738 was recovered. A seizure memo regarding the aforementioned items was duly prepared by the informant in the presence of the two witnesses. On interrogating both apprehended accused and acting on the basis of suspicion, raids were conducted by the informant at other suspected locations, leading to the recovery of Ganja.</p> <p>4. Learned counsel for petitioner has submitted that</p>	
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<p>Contd. 18.04.2026</p>	<p>the petitioner is innocent and he is being charged in this case because he is the owner of the vehicle seized in this case vide registration no. UP 70PT-4022. Its actual owner is the petitioner own company which is registered in the name of R.D.N. Enterprise Pvt. Ltd. He has further submitted that accused Satyam Singh hired the car of the petitioner for Rs. 8,000/-. He has further submitted that the petitioner being vehicle owner has no connection with the seized Ganja recovered in this case and he has not been arrested by the police on the spot. The petitioner does not have any criminal record. So, prayed for anticipatory bail.</p> <p>On the other hand, learned Special P.P. vehemently opposed the prayer of bail of the petitioner.</p> <p>5. I have heard the rival submission of both the parties and perused the case diary. From perusal of the same it appears that during the search on the day of the incident, the police recovered total quantity of 50.060 kg. of ganja from a Maruti Suzuki Swift LXi car bearing Registration No. UP70PT-4022. It has been submitted on behalf of learned counsel for the petitioner that the car belongs to R.D.N. Enterprise Pvt. Ltd., whose actual owner is the petitioner. The petitioner had rented the car to Shubham Singh alias Satyam Singh Who was arrested by the police while driving the said car at the time of the incident. The petitioner claims to be owner of the aforesaid car which was seized by the police, but no documents related to the car have been filed by him. There is no mention of the owner of the seized car in the case diary. Since investigation is going on in this case, the petitioner does not deserve anticipatory bail.</p>	
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Contd. 18.04.2026	<p>6. Under the facts and circumstances as discussed above, I am not inclined to give the benefit of section 482 BNSS to the petitioner. Accordingly, the prayer for anticipatory bail of the petitioner, namely, Nitin Kumar Singh is, hereby, <i>rejected</i>.</p> <p style="text-align: center;">(Dictated & corrected by me) sd/- (Kanhaiya Jee Choudhary) Pr. District & Sessions Judge, Purnea.</p>	
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Date of Judgment/Order -	18.04.2026
Date of Reserving Judgment/Order -	18.04.2026
Uploading Date -	21.04.2026
Uploaded by -	Dhrubajyoti Lahiri, Stenographer