2026:AHC:55089

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 9144 of 2026

Abhishek Kumar Yadav

.....Applicant(s)

Versus

Narcotics Control Bureau And Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Rajeev Kumar Tiwari
Counsel for Opposite Party(s)	:	Ashish Pandey, G.A.

Court No. - 66

(Sl. No. 315 out of 328 T.C.)

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard learned counsel for the applicant as well as Sri Saurabh Kesarwani, Advocate holding brief of Sri Ashish Pandey, learned counsel for the NCB and perused the material placed on record.

3. By means of the present application, the applicant seeks bail in **Case Crime No.** 07 of 2025, **under Sections** 8/20/25/29 of Narcotic Drugs and Psychotropic Substances Act, 1985 **Police Station** - NCB Gorakhpur, **District** - Gorakhpur, during the pendency of trial.

4. Learned counsel for the applicant has stated that a recovery of 13.5 kg of ganja has been foisted on the applicant. It is argued that the said contraband is below commercial quantity. The applicant is languishing in jail since 22.12.2025, having no criminal history to his credit, deserves to be released on bail. In case, the applicant is released on bail, he will not misuse the liberty of bail and shall cooperate with trial.

5. Per contra learned counsel for the NCB has vehemently opposed the bail prayer of the applicant but unable to dispute the submissions raised by the learned counsel for the applicant and also the fact that the said contraband is below commercial quantity and the fact that the applicant has no criminal history.

6. Upon hearing learned counsel for the parties, perusal of record and

considering the complicity of accused, severity of punishment and also the fact that the said contraband is below commercial quantity coupled by the fact that the applicant has no criminal history, at this stage without commenting on the merits of the case, I find it a fit case for bail. The bail application is **allowed**.

7. Let the applicant- **Abhishek Kumar Yadav**, be released on bail on furnishing a personal bond and two sureties to the satisfaction of the court concerned, subject to verification of sureties, with the conditions that he shall not tamper with evidence or intimidate witnesses and shall appear before the trial court as required.

8. Breach of any condition shall entail cancellation of bail. The observations herein shall not affect the trial on merits.

(Krishan Pahal,J.)

March 18, 2026
Siddhant

Digitally signed by :-
SIDDHANT SAHU
High Court of Judicature at Allahabad