

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION



Criminal Appeal No(s). 2117/2026  
SLP (Crl.) No(s).5918/2026

PRABHAT KUMAR @ VIKASH KUMAR

Appellant(s)

VERSUS

STATE OF BIHAR

Respondent(s)

O R D E R

1. Leave granted.
2. Heard learned counsel for the parties.
3. This appeal arises from an order dated 08.09.2025 passed by the High Court of Judicature at Patna, Bihar rejecting the regular bail prayer of the appellant in connection with Case No. 35/2025, registered at P.S. Goreyakothi, District Siwan.
4. The submission on behalf of the appellant is that the contraband was recovered from a car whereas the appellant is shown to be a motorcycle rider leading the car. It is submitted that there is no

recovery from the appellant. Moreover, the car was parked at the petrol pump. It has, further, been submitted that investigation is now complete and by now the appellant has suffered incarceration of 1 year 2 months and there is no possibility of the trial being concluded in near future.

5. The learned Counsel for the State-respondent has opposed the prayer for bail but could not demonstrate that there was recovery of contraband from the appellant.

6. Having regard to the above, without expressing any opinion on the merits of the case, we are of the view that the appellant is entitled to be released on bail at this stage.

7. Accordingly, the appeal is allowed. The order passed by the High Court rejecting the regular bail prayer of the appellant is set aside.

8. The appellant shall be released on bail on such terms and conditions as the trial court may deem fit to impose in the facts and

circumstances of the case.

9. Pending application(s), if any, shall stand disposed of.

.....J  
[MANOJ MISRA]

.....J  
[MANMOHAN]

New Delhi;  
April 24, 2026

ITEM NO.13

COURT NO.14

SECTION II-A

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

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VERSUS

STATE OF BIHAR

Respondent(s)

IA No. 65130/2026 - EXEMPTION FROM FILING O.T.

Date : 24-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MANOJ MISRA

HON'BLE MR. JUSTICE MANMOHAN

For Appellant(s) :

Mr. Vishal Arun Mishra, AOR

Ms. Rupali Panwar, Adv.

Mr. Shubham Gupta, Adv.

Mr. Sarvesh Kashyap, Adv.

For Respondent(s) :

Mr. Manish Kumar, AOR

Mr. Kumar Saurav, Adv.

Mr. Divyansh Mishra, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

1. Leave granted.
2. The appeal is allowed in terms of the signed order placed on the file.
3. Pending application(s), if any, shall stand disposed of.

(CHETAN ARORA)  
ASTT. REGISTRAR-cum-PS

(SAPNA BANSAL)  
COURT MASTER (NSH)