

ITEM NO.8

COURT NO.7

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 SPetition for Special Leave to Appeal (Crl.) No.5105/2026

[Arising out of impugned final judgment and order dated 13-02-2026 in ABA No. 7498/2025 passed by the High Court of Jharkhand at Ranchi]

PRADIP PRASAD @ PRADEEP KUMAR

Petitioner(s)

VERSUS

THE STATE OF JHARKHAND

Respondent(s)

[TO BE TAKEN UP AT THE TOP OF THE BOARD]

(IA No. 87802/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No. 87803/2026 - EXEMPTION FROM FILING O.T.)

Date : 13-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA  
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) :

Mr. Sunny Choudhary, Adv.  
Mr. Bitu Kumar Singh, Adv.  
Mr. Prakash Kumar Singh, Adv.  
Mr. Divyesh Pratap Singh, AOR

For Respondent(s) :

Ms. Pallavi Langar, AOR  
Ms. Anushka Raghunath, Adv.  
Mr. Sujeet Kumar Chaubey, Adv.

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

1. Exemption Applications are allowed.
2. We heard the learned counsel appearing for the parties.
3. It appears that after the vehicle driven by the co-accused was intercepted and the contraband was seized. This is a case of recovery of 6,000 bottles of codeine from the truck in question. In the course of the interrogation of the driver, the name of the present petitioner was disclosed. It is the case of the prosecution that while the contraband was in transit, it is the present

petitioner along with one another co-accused were escorting the truck in which the contraband was stored. At the end of the investigation, charge-sheet came to be filed for the offence punishable under Sections 420 and 120B of the Indian Penal Code, 1860 (for short, "the IPC"), Section 27(b)(ii) of the Drugs and Cosmetics Act, 1940 and Section 21(c) of the NDPS Act respectively.

4. Surprisingly, the Special Court before whom the charge sheet came to be filed took cognizance only so far as the IPC offences are concerned and the offence under the Drugs and Cosmetics Act, 1940. Cognizance was not taken insofar as the offence under the NDPS Act is concerned.

5. We enquired with the learned counsel appearing for the State what steps the State has taken thereafter. The learned counsel has no further instructions in the matter.

6. We grant her some more time to obtain appropriate instructions in the matter.

7. Post it next week.

(VISHAL ANAND)  
DY. REGISTRAR

(POOJA SHARMA)  
COURT MASTER (NSH)