IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26265 of 2026

CNR No. BRHC010369782026

Arising Out of PS. Case No.-466 Year-2021 Thana- PATLIPUTRA District- Patna

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Manjit Singh @ Manmit Singh @ Rishi Sardar, Son of Late Amarjeet Singh, Resident of Punjabi Colony, Chitkohara, P.S.- Gardanibagh, District- Patna.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sunil Kumar Pathak, Advocate
For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

6 06-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. This the third attempt on behalf of the petitioner for grant of regular bail in connection with Special Case No. 130 of 2021, arising out of Patliputra P.S. Case No. 466 of 2021 registered for the offences punishable under Sections 20(b)(ii)(c) of N.D.P.S. Act and Sections 25(1-b)a, 36 and 35 of the Arms Act.

3. Earlier, the regular bail applications of the petitioner were rejected *vide* orders dated 30.01.2024 and 14.11.2025 passed in Cr. Misc. No. 65087 of 2023 and Cr. Misc. No. 14990 of 2025 respectively.

4. As per the prosecution case, it is alleged that 23.8

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kg *Ganja* was recovered from the dickey of the car in which the petitioner was travelling with other co-accused persons. From the possession of this petitioner, one pistol, four cartridges loaded in its magazine, two mobile phones and Rs.500/- were recovered.

5. Learned counsel for the petitioner submits that petitioner has been implicated in this case due to his criminal antecedent. The charge has been framed in this case on 28.03.2023. Till date, out of 9 charge-sheet witnesses who are official witnesses, only two witnesses have been examined on behalf of the prosecution and there is no chance of conclusion of trial expeditiously. Earlier, this Court had directed to expedite the trial but there is no progress in the trial. He further submits that similarly situated co-accused persons have already been granted regular bail by different Co-ordinate Benches of this Court *vide* orders dated 29.11.2024 and 20.06.2025 passed in Cr. Misc. No. 74393 of 2024 and Cr. Misc. No. 88281 of 2024 respectively on the ground of custody period. Petitioner herein is in custody since 16.09.2021. He undertakes to cooperate in the trial of the case.

6. Learned A.P.P. for the State opposes the bail application of the petitioner on the ground of his criminal

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antecedents of 21 cases, however, he has conceded that only two witnesses have been examined on behalf of the prosecution.

7. Considering the submissions advanced on behalf of the parties, similarly situated co-accused persons have already been granted regular bail, the period of custody i.e. more than 5 years undergone by the petitioner as well as the fact that despite all the efforts taken by this Court and by the learned Trial Court, the prosecution has failed to produce further witnesses except two, due to which trial has no progress, let the above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court (NDPS) No. 2, Patna/concerned Court in connection with Special Case No. 130 of 2021, arising out of Patiliputra P.S. Case No. 466 of 2021 with further conditions:-

(i) The petitioner shall co-operate in the trial and shall remain present on each and every date during trial and in his absence on two consecutive dates, the trial court is at liberty to cancel his bail bond.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

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(iii) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bond.

(Sunil Dutta Mishra, J)

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