

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41179 of 2026

Arising Out of PS. Case No.-369 Year-2025 Thana- HUSSAINGANJ District- Siwan

Shahbaz Ahmad @ Shahbaz Ansari @ Danish Ansari Son of Rahmatullah
Ahmad @ Rahmatullah Ansari Resident of Village - Benusar Buzurg @
Bindusar Buzurg, P.S.- Mahadewa, District – Siwan. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Mokhtar Ansari, Advocate
For the Opposite Party/s : Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 29-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with NDPS Case No.15 of 2026 arising out of Hussainganj P.S. Case No.369 of 2025 registered for the offence punishable under Sections 25(1-b)(a), 26 & 35 of the Arms Act, under Section 20(b)(II)(B) of the NDPS Act and under Section 317(3) of the BNS.

3. The case of the prosecution, in short, is that from the possession of this petitioner, one country made pistol and 260 gm of *charas* like contraband was recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that nothing has been recovered from the possession of the petitioner. It has further been submitted



that the witnesses of the seizure list are police personnel and police have not complied Section 105 of the BNSS while making seizure. It has further been submitted that as far as recovered of alleged charas is concerned, the same is though more than small quantity but is much less than commercial quantity. It has been submitted that the petitioner is in judicial custody since 26.09.2025.

5. The application for bail is opposed by learned APP for the State. It has been submitted that the petitioner is having criminal antecedent of one case.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the court of learned District and Additional Sessions Judge-I-cum-Special Judge, Siwan in connection with NDPS Case No.15 of 2026 arising out of Hussainganj P.S. Case No.369 of 2025.

(Ashok Kumar Pandey, J)

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