

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72690 of 2025

Arising Out of PS. Case No.-335 Year-2024 Thana- SAHEBGANJ District- Muzaffarpur

Neeraj Sahani @ Neeraj Kumar @ Niraj Kumar son of Bisundev Sahni
Village- Bishunpur Patti PO -Karnaul PS- Sahebganj District -Muzaffarpur
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Mr. Dilip Kumar No. 1, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 10-02-2026 Heard Mr. Santosh Kumar, learned counsel for the
petitioner and Mr. Dilip Kumar No.1, learned APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 25(1-B)a, 26 of the Arms
Act and Section 8/20(B)(ii)(c) of the N.D.P.S. Act.

3. As per the First Information Report the allegation
is of recovery of 1.190 kg of *charas*, illegal firearms and live
cartridge from the possession of the petitioner.

4. Learned counsel for the petitioner submits that
recovery was not made from the conscious possession of the
petitioner and the same has been result of improper search and
seizure made by the police. It has further been submitted that the
petitioner is in custody since 27.06.2024 and till date not a single
witness has been examined after charges having been framed in
the year 2024 itself.

5. Learned APP for the State opposed the grant of
bail on the ground that there is recovery of commercial quantity



of *charas*, coupled with the firearms and the petitioner has six criminal antecedents.

6. Taking into consideration the facts and circumstances of the case and also considering the serious nature of allegations and the recovery of commercial quantity of narcotics, this Court is not inclined to grant the privilege of bail to the petitioner. Accordingly, the prayer of bail of the petitioner is hereby rejected in connection with Sahebganj P.S. Case No.335 of 2024.

7. However, the learned Court concerned is directed to proceed with case expeditiously by using all coercive measures for appearance of the witnesses as it has been informed that after framing of charges in the year 2024, the case has not proceeded.

8. The Superintendent of Police, Muzaffarpur is also directed to co-operate at his hand for getting the witnesses produced before the Court concerned as the case is that of N.D.P.S. Act and the witnesses are mostly official.

9. Let a copy of this order be communicated to the Superintendent of Police, Muzaffarpur, through FAX for its compliance forthwith.

(Soni Shrivastava, J)

anand/-

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