

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6623 of 2015

Arising Out of PS.Case No. -383 Year- 2012 Thana -GARDANIBAGH District- PATNA

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Md. Shamshad S/o Sheikh Mohammad, Sheikh Taiyab Resident of village
Shekhaunwa, P.S. Jagdishpur, District - West Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nafisuzzoha

For the Opposite Party/s : Mr. Dashrath Mehta (A.P.P.)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

4 24-06-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is accused in connection with Special
Case No. 45 of 2012 arising out of Gardanibagh P.S. Case No. 383
of 2012 registered under sections 414 of the I.P.C. and sections 21
and 22 of the N.D.P.S. Act pending in the Court of Addl. Sessions
Judge, VII, Patna.

Earlier prayer of the petitioner was rejected vide Cr.
Misc. No. 41540 of 2013 on 17.01.2014 by this Court with
analogous cases on merit taking into consideration the quantity of
seized ganja.

On perusal of the report of the Additional Sessions
Judge-VII-cum-Special Judge, N.D.P.S., Patna vide Letter No.

210 dated 08.05.2015, it appears that charge has already been framed against the accused persons and out of six charge-sheet witnesses, one has been examined by the prosecution and for rest witnesses, process has already been issued for appearance. The expected time for concluding the trial is nine months.

Having considered the facts and circumstances of the case, I find no fresh ground to re-consider the prayer of the petitioner for bail. Accordingly, the application stands rejected.

However, Trial Court is directed to expedite the trial within a period of nine months. If the trial is not concluded within the aforesaid period, the petitioner would be at liberty to renew his prayer for bail.

(Rajendra Kumar Mishra, J.)

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