

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5080 of 2016

Arising Out of PS.Case No. -234 Year- 2011 Thana -DALSINGHSARAI District- SAMASTIPUR

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1. Chhannu Rai Son of late Manku Rai Resident of village - Ballochak, P.S.
- Dalsingsarai, District - Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Zonal Director, Narcotics Control Bureau, Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. S.N.P. Sinha, Sr. Advocate.
Mr. Jitendra Narain Sinha, Adv.
Rashmi Bharti, Adv.

For the Opposite Party/s : Mr. Smt. Anita Kumari(App)
For the UOI : Mr. Anshuman Singh, CGC, UOI,

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

3 11-05-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under

Sections-20, 21 & 23 of the NDPS Act.

Four quintals Ganja are said to have been recovered

from house of the petitioner, for which, petitioner is in jail custody

since 12-10-2012 but the trial court has reported that out of 15

proposed prosecution witnesses; 12 prosecution witnesses have

already been examined.

Therefore, considering the present stage of trial of

the petitioner as well as the charge, levelled against him, I am not

inclined to release him on bail and accordingly, his prayer for bail

in connection with NDPS Case No. 14 of 2012/2419 of 2014 arising out of Dalsingsarai P.S. Case No. 234 of 2011 pending in the court of learned Additional Sessions Judge-Ist, Samastipur is, again rejected.

However, learned Additional Sessions Judge-Ist/concerned court, Samastipur is directed to conclude the trial of the petitioner within two months from the date of receipt/production of copy of this order and, if, trial of the petitioner is not concluded within the above-said period of two months due to fault of the prosecution, the petitioner may renew his prayer for bail before the learned trial court itself.

Let a copy of this order be sent to the Superintendent of Police, Samastipur with direction to him to ensure the presence of remaining prosecution witnesses of the aforesaid case before the learned Additional Sessions Judge-Ist, Samastipur within two weeks from the date of receipt/production of copy of this order, failing which, the matter shall be viewed seriously.

(Hemant Kumar Srivastava, J)

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