

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49975 of 2017

Arising Out of PS.Case No. -20 Year- 2016 Thana -RAXAUL District-
EASTCHAMPARAN(MOTIHARI)

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Nitesh Kumar S/o Sri Chuman Mahto, R/o Village- Raghunathpur, P.S.-
Ramgarhwa, District- Motihari, East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajoy Kumar Chakraborty

For the Opposite Party/s : Mr. Sanjay Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 17-10-2017

Heard the learned counsel for the petitioner.

The petitioner seeks regular bail in connection with
Raxaul P.S. Case No. 20 of 2016 for the offences punishable
under Sections 20, 22, 23 and 24 of the Narcotic Drugs and
Psychotropic Substance Act.

The accusation against the petitioner is that while the
petitioner was plying his auto rickshaw, he along with his auto
was apprehended by the police and some narcotic items were
recovered from a bag which was kept in the tool box.

The learned counsel for the petitioner submits that
the said narcotic drugs were small quantity and apart from the fact
that the petitioner has no criminal antecedent, he is languishing in
jail since 27.01.2017. It is further submitted that the petitioner is



being kept in custody without verification of the fact as to whether the recovered material is narcotics or not.

I find from the record that charges have been framed and the matter has been put up for evidence. In such circumstances, I am not inclined to grant regular bail to the petitioner at the moment. The prayer for regular bail in connection with Raxaul P.S. Case No. 20 of 2016 pending in the court of learned Additional Sessions Judge, Motihari (East Champaran) is rejected.

It is further directed that the trial of the petitioner be expedited and completed within a period of six months from today. However, in case the trial is not concluded within six months from today, the petitioner will be at liberty to renew his prayer for bail.

(Mohit Kumar Shah, J)

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