

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13250 of 2020

Arising Out of PS. Case No.-131 Year-2019 Thana- BARGAINIA District- Sitamarhi

Hem Prasad Dahal Son of Jay Prasad Dahal Resident of Village - Katunne,
P.S.- Subarn Nagar Tola, District- Bhaktepur, Nepal

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Pancha Nand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

4 16-10-2020 Heard Mr. Virendra Kumar, learned Advocate
for the petitioner and Mr. Pancha Nand Pandit, learned
APP for the State.

The petitioner seeks bail in connection with
Bairgania P.S. Case No. 131 of 2019 dated 14.06.2019
instituted for the offence under Sections 27(b)(ii), 28 of
the N.D.P.S. Act.

His prayer for bail was earlier rejected *vide*
order dated 20.11.2019 passed in Cr. Misc. No. 58357
of 2019.

This Court had asked for a report about the
stage of the trial from the court below by order dated
03.07.2020. The report has since been received which
indicates that charges in this case have already been
framed.



For the nature of accusation against the petitioner, I am not inclined to grant bail to him for the present.

Accordingly, the prayer for bail is rejected.

However, the trial court is directed to conclude the trial positively within a period of nine months from the date of production/receipt of a copy of this order.

If there is no substantial progress in the trial by the aforesaid date, it would be open for the petitioner to approach the trial court for grant of bail and in that event the trial court shall be required to indicate the reason for tardy progress of trial.

(Ashutosh Kumar, J)

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