

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.34853 of 2020**

Arising Out of PS. Case No.-109 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.  
District- Gaya

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DHARAM VEER SINGH YADAV @ DHARAM VEER SINGH S/O Om  
Prakash Yadav Resident of Village - Kundan Nagla Majra Kharkhali Bujurg,  
P.S. - Alipur, District - Badazun (U.P.).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.A.G.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

3      03-03-2021                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in a case registered under  
Sections 18(b) & 8(c) of the N.D.P.S. Act.

Earlier prayer for bail of the petitioner was rejected vide  
Annexure-1 to the present application taking into account that  
20 kg of opium was said to have been recovered and the same  
was above the commercial quantity. Hence the petitioner was  
not entitled for bail under the provisions of Section 37 of NDPS  
Act.

A report was called for from the trial court. It has been  
reported that out of nine, one prosecution witness has been  
examined on behalf of the prosecution. Eight prosecution



witnesses are yet to be examined in the present case.

Considering the nature of accusation, I am not inclined to enlarge the petitioner on bail. Accordingly, prayer for bail of the petitioner in connection with N.D.P.S. Case No. 09 of 2018 arising out of Excise Case No. 109 of 2018 is rejected.

Learned trial court is directed to take all necessary steps and conclude the same preferably within a period of eight months from the date of receipt/production of copy of this order.

**(Sudhir Singh, J)**

A.K.V.//-

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