

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69728 of 2022

Arising Out of PS. Case No.-181 Year-2020 Thana- BIDUPUR District- Vaishali

VIKASH KUMAR S/o Amarendra Rai @ Amrendra Kumar Singh R/v-
Bhairampur, P.S.- Bidupur, District- Vaishali at Hajipur (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Kumar

For the Opposite Party/s : Mr.Brajendra Nath Pandey

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 25-01-2023 Heard Mr. Rakesh Kumar, learned counsel for the

petitioner and Mr. Brajendra Nath Pandey, learned A.P.P. for the

State.

Petitioner renews his prayer for regular bail in
connection with Bidupur P.S. Case No. 181 / 2020 registered
under Section 25 (1-B)a / 26 / 35 of the Arms Act and Section
20 / 21 / 22 / 23 / 24 / 27 / 27(A) / 29 of the N.D.P.S. Act
inasmuch as earlier on two occasions the bail application of the
petitioner was rejected *vide* Cr. Misc. Nos. 6244 / 2021 & 2071 /
2022 on 12.04.2021 and 09.02.2022

The allegation against the petitioner is that
commercial quantity of *Ganja* was recovered from the *Bolero*
vehicle in which the petitioner was found sitting along with
other accused persons as well as 915 grams of *Charas* has been



recovered from the possession of the petitioner. Petitioner is in custody since 28.05.2020.

This court *vide* its order dated 21/12/2022 has called for a report from the court below regarding the progress of the trial and in pursuance thereof report has been furnished by learned Addl. District & Sessions Judge – 1st cum Special Judge, Vaishali at Hajipur in which the estimated time for conclusion of the trial has been given by the trial court as nine months.

In view of the fact that commercial quantity of *Ganja* has been recovered from the *Bolero* in which the petitioner was found sitting as well as more than small quantity of *Charas* was recovered from the possession of the petitioner, I am not inclined to grant bail to the petitioner at this stage.

The prayer for bail is rejected.

However, the petitioner may renew his prayer for bail after nine months if the trial does not show any progress.

(Anil Kumar Sinha, J)

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