

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37919 of 2025

Arising Out of PS. Case No.-646 Year-2022 Thana- FORBESGANJ District- Araria

Shyam Sundar Kumar @ Shyam Kumar @ Nitish Kumar @ Pauwa S/O
Triveni Yadav R/O Koriyapatti, Ward No.- 12, P.S.- Jadia, Dist.- Supaul

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prafull Chandra Thakur, Advocate

For the Opposite Party/s : Mr.Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 02-07-2025 Heard Mr.Prafull Chandra Thakur, learned counsel for

the petitioner and Mr.Md. Matloob Rab, learned A.P.P. for the

State.

2. The petitioner seeks bail, who is in custody since
25.06.2022 in connection with Forbesganj P.S. Case No. 646 of
2022 registered for the offence punishable under Sections
8/20(b)(ii)(c) of N.D.P.S. Act and Sections 25(1-b) A/26/35 of
Arms Act.

3. Earlier the prayer for bail of the petitioner was
twice rejected vide orders dated 06.10.2023 and 05.07.2024
passed in Cr. Misc. Nos.19429 of 2023 and 33645 of 2024.
Thereafter, the petitioner has again moved before this Court in
Cr.Misc. No.22947 of 2025 and the same was dismissed as
withdrawn vide order dated 11.04.2025 with liberty to move



before the learned Trial Court.

4. Learned counsel for the petitioner submits that from a bare perusal of the FIR it appears that nothing has been recovered from conscious possession of the petitioner rather the recovery has been made from the vehicle in question.

5. Learned APP for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioner and submits that the recovered contraband is more than the commercial quantity and apart from that, it appears from the impugned order that all the prosecution witnesses have been examined.

9. In view of the finding in the impugned order by the learned court below, I am not inclined to enlarge the petitioner on bail in connection with Forbesganj P.S. Case No. 646 of 2022 pending in the court of learned Sessions Judge, Araria.

10. Prayer is refused.

11. However, the learned Trial Court is directed to expedite the trial and conclude the same at the earliest.

(Rajesh Kumar Verma, J)

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