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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL BAIL APPLICATION NO. 4328 OF 2024

Dinanath @ Tuntun Ragnath Chouhan	.. Applicant
Versus	
The State of Maharashtra	.. Respondent

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- Ms. Munira Palanpurwala a/w. Kainat Sayed, Deepa Amati and Sumaiya Khan, Advocates for Applicant.
 - Ms. Mahalakshmi Ganapathy, APP for Respondent – State.
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CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 26, 2025.

P.C.:

- 1.** Heard Ms. Palanpurwala, learned Advocate for Applicant and Ms. Ganapathy, learned APP for Respondent – State.
- 2.** Applicant is incarcerated for 4 years and 2 and ½ months for being apprehended in possession of 100 grams of the alleged contraband MD being commercial quantity.
- 3.** In the present case, trial has commenced. There are two orders appended in the Application one of October, 2023 and second of January, 2024 directing expediting the trial.
- 4.** Ms. Palanpurwala, learned Advocate for Applicant would submit that there is no certainty that the trial would be completed in the near foreseeable future. She would persuade the Court to consider

the Application of the Applicant on the *prima facie* merits of non-compliance of the provisions of Sections 50 and 52A of the NDPS Act as also incarceration of the Applicant for 4 years and 2 and ½ months. He would submit that Applicant has no antecedents.

5. In view of the aforesaid submissions, prosecution shall take appropriate instructions from the concerned Investigating Officer and apprise the Court on the next adjourned date.

6. I propose to hear the present Application on the next adjourned date in view of the long incarceration of Applicant. Place the Bail Application on Board on **05th March, 2025**. To be listed on the ‘Supplementary Board’.

[MILIND N. JADHAV, J.]

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