

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21705 of 2026

Arising Out of PS. Case No.-21 Year-2024 Thana- CHHAURADANO District- East
Champaran

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Surendra Sah @ Surender Sah S/o Lal Babu Sah @ Lalbabu Sa Kanu R/o
village- Kalaiya, PS- Kalaiya, Dist- Bara, Country Nepal

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate
For the Opposite Party/s : Mr. Nityanand Tiwary, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 15-05-2026 Heard Mr. Anil Kumar, learned counsel for the
petitioner and Mr. Nityanand Tiwary, learned APP for the State.

2. The petitioner seeks bail in connection with
Chhauradano (Mahuawa) P.S. Case No. 21 of 2024, instituted
for the offences under Sections 20(b)(ii)(c), 23(c) and 25 of the
NDPS Act.

3. This is the second attempt of the petitioner for bail.
The petitioner has renewed his prayer for grant of regular bail
which was earlier rejected by this Court vide order dated
01.05.2024 passed in Cr. Misc. No. 33386 of 2024 taking into
consideration the recovery of contraband beyond commercial
quantity coupled with embargo under Section 37 of the NDPS
Act.

4. In compliance of the order dated 03.04.2026, a
report dated 09.04.2026 with regard to the present stage of trial



has been received. From perusal of the aforesaid report, it appears that summons and non-bailable warrant have already been issued against the witnesses, but no any witness has turned up for examination. It is further reported that the trial is likely to be concluded within a period of nine months.

5. Learned counsel for the petitioner submits that the petitioner is languishing in judicial custody since 18.01.2024 without any rhymes or reason and has got no criminal antecedent.

6. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. There is no new ground to consider the bail petition of the petitioner.

8. In view of the above, the prayer for bail of the petitioner is again rejected with a direction to the court below to expedite the trial and conclude the same preferably within a period of six months from today. If the trial is not concluded within the period of six months, as stated above, the petitioner will be at liberty to renew his prayer before the court below.

(Rudra Prakash Mishra, J)

Rajorshi/-

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