

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29874 of 2026

Arising Out of PS. Case No.-18 Year-2024 Thana- KUWARI District- Araria

Vinod Kumar Tatma @ Vinod Tatma S/o Chhatar Lal Tatma @ Chhatranand
Tatma R/o Village - Darha Pipra, Ward no. 13, P.S. - Kuwari, Dist. - Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha, Adv.

For the Opposite Party/s : Mr.Nagendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE GIRIJISH KUMAR
ORAL ORDER

4 21-07-2026 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Kuwari P.S. Case No. 18 of 2024 registered for the offence punishable u/s 8, 20(b) (ii) (c), 22(c), 25 of the N.D.P.S. Act.

3. As per the prosecution case, total 78 kg ganja was recovered from the house of the petitioner. At the instance of the co-accused, Santosh Mandal @ Santosh, total 41.200 kg ganja was recovered from the maize crops field.

4. This is the second occasion where the petitioner has renewed the prayer for bail.

5. It is evident from the record that earlier the prayer for bail of the petitioner has been rejected by a Co-ordinate



Bench of this Court vide order dated 17.06.2025 with a direction to the learned Trial Court to conclude the trial of the petitioner at the earliest.

6. This Court while entertaining the second bail petition of the petitioner has called for a report from the Court of learned Principal District & Sessions Judge, Araria regarding the stage of the trial vide order dated 07.05.2026.

7. Pursuant to the order dated 07.05.2026, a report from the Trial Court has been received to this Court which is kept on record at Flag- A. The report dated 27.05.2026 reveals that out of five charge-sheeted witness, one witness have been examined and the case is fixed for examination of prosecution evidence. It has clearly stated therein that the trial would be concluded within nine months.

8. Considering the quantum of recovery of *Ganja* which is to the tune of 78 kg from the possession of the petitioner and falls under the purview of commercial quantity attracting the rigorous of section 37 of the N.D.P.S. Act which directly bars the grant of bail to the accused as well as the fact reveals from the report of the learned Trial Court that the trial has got substantial progress and the same is reported to be concluded within nine months as also the petitioner has



remained in custody approx for one and half year only, this Court is of the view that it is a fit case where more incarceration of the petitioner is required, therefore this Court is not inclined to grant bail to the petitioner at this stage.

(Girijish Kumar, J)

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