

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34526 of 2026

Arising Out of PS. Case No.-7 Year-2025 Thana- BACHHWARA District- Begusarai

Mithun Kumar S/o Ramswarath Mahto @ Sogarth Mahto R/o vill- Matihani,
Ward N0 26, Ps- Mitihani, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sabal Kumar Jha, Advocate
For the Opposite Party/s : Ms. Asha Devi, APP

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

ORAL ORDER

3 17-07-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Bachhawara P.S. Case No. 07 of 2025 instituted for the offences
under Sections 8, 20(b)(ii)(c) of the Narcotic Drugs and
Psychotropic Substances Act, 1985.

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 on merit by this Court vide order
dated 01.08.2025 passed in Cr. Misc. No. 52363 of 2025, taking
into account recovery of contraband beyond commercial
quantity coupled with embargo under Section 37 of the NDPS



Act.

4. In compliance of the order dated 15.05.2026, a report dated 22.05.2026, with regard to the present stage of trial has been received. From perusal of the aforesaid report, it appears that out of six (6) charge sheet witnesses, no witness is examined until now. It is further reported that trial is likely to be concluded within a period of twelve (12) months.

5. Learned counsel for the petitioner submits that the petitioner is languishing in judicial custody since 07.01.2025 without any rhymes or reason, having one criminal antecedent. Learned counsel for the petitioner submits that there is no likelihood of the trial being concluded in the near future, hence, petitioner may be enlarged on bail.

6. Learned APP for the State opposes the prayer for grant of bail.

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 expeditiously 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)

Raj Kishore/-

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