

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89064 of 2025

Arising Out of PS. Case No.-159 Year-2021 Thana- INDUSTRIAL District- Bhagalpur

Md. Tahimad Alam @ Md. Tahmid Alam son of Late Tuhid Alam @ Late Tohid Alam @ Late Tauhid Alam Resident of village- Vaipari Tola, Fatehpur, Ps- Industrial Area, District -Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate

For the Opposite Party/s : Mr. Rajendra Singh Shastri, A.P.P

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 25-02-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with N.D.P.S. Case No. 81 of 2021 arising out of Industrial Area P.S. Case No. 159 of 2021 lodged on 02.12.2021, for the offence punishable under Sections 20(b)(ii)(c)/22 of the N.D.P.S. Act, pending in the Court of Additional Sessions Judge-XIII, Bhagalpur.

3. Learned counsel for the petitioner submits that the regular bail application of the petitioner was earlier rejected *vide* order dated 14.11.2022 passed in Cr. Misc. No. 26408 of 2022 with specific direction to the trial court to expedite the trial. Counsel submits that the petitioner is in custody since 03.12.2021, having clean antecedent. Counsel submits that the petitioner has unnecessarily been kept into custody and he was a



scapegoat in this case. Counsel further submits that on earlier occasion, report with regard to the present stage of the trial was called for.

4. Learned APP for the State opposes the prayer for bail of the petitioner and submits that on earlier occasion, report with regard to the present stage of the trial was called for and from the said report, it transpires that the case is pending at the stage of statement of accused persons under section 313 Cr.P.C., and it transpires that only examination of defence evidence has to be taken place, if available.

5. In the present facts and circumstances of the case considering that 78 Kg. of *Ganja* has been recovered in this case which is much more than the commercial quantity, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for regular bail of the petitioner is hereby rejected.

6. The Trial Court is directed to expedite the trial at the earliest.

(Dr. Anshuman, J)

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