

**IA7/25 SC314/22**  
**NCB VS HOTILAL PANDEY**

**13.11.2025**

Present: Sh. Mukeysh Malik, Ld. SPP for NCB through VC.  
Sh. P.K. Dhaka, Sh. Abhishek Kumar, Sh. Rishabh  
Singh Randhawa, Sh. Sunil Sharma, Sh. Amit  
Kumar, Ms. Arti Kumari, Sh. Harsh Dhaka and Sh.  
Sanad Tiwari, Ld. counsel for applicant/accused.

Perusal of the record reflects that the NCB had already filed the reply and copy was supplied to the applicant/accused.

Perusal of the record reflects that this is the fifth bail application filed on behalf of applicant/accused, who was arrested on 21.01.2022. The first application filed by the applicant/accused was dismissed on merits by the Ld. Predecessor of this Court on 05.03.2022. Thereafter, the applicant/accused moved an application before the Hon'ble High Court of Delhi, which was dismissed vide order dated 14.08.2024. Against the said order, the applicant/accused filed SLP Criminal No. 14425/2024, which was dismissed by the Hon'ble Supreme Court of India alongwith the following observations:

*‘We are not inclined to interfere with the impugned order passed by the High Court declining bail to the petitioner. Accordingly, the Special Leave Petition is dismissed.*

*However, considering the fact that petitioner has been in custody for almost more than three years and only 2/3 of the prosecution witnesses out of 20 witnesses have been examined, we direct the Trial Court to make an endeavor to conclude the trial within one year. The prosecution will ensure that the witnesses are produced in time and if the matter is unnecessarily being delayed and not concluded within the time allowed above, for no fault attributable to the petitioner, it would be open for the petitioner to revive his prayer for bail’.*

The record further reveals that the afore-mentioned order dated 19.12.2024 was received by this Court through proper channel on 13.01.2025 and the period granted by the Hon'ble Supreme Court of India to conclude the trial is still pending and as per the categorical directions passed by the Hon'ble Supreme Court of India, the applicant/accused could have revived his prayer for bail, only after the period granted by the Hon'ble Supreme Court of India to conclude the trial had expired, which has not happen so far.

This Court is not inclined to hear the applicant/accused on merits at this stage, in view of the

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categorical directions passed by the Hon'ble Supreme Court of India and the present application is hereby dismissed alongwith the liberty to the applicant/accused to file fresh application after expiry of period granted by the Hon'ble Supreme Court of India in terms of order dated 19.12.2024.

The application stands disposed of accordingly.  
Copy of this order be given *dasti*.

**(Atul Ahlawat)**  
**ASJ/Spl. Judge, NDPS/N Delhi**  
**13.11.2025**