

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 13008 of 2019

Arising Out of PS. Case No.-33 Year-2017 Thana- Khajauli District- Madhubani

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Krishna Kumar Singh @ Krishna Dev Singh @ Parnami Singh, aged about 30 years, Gender- Male, Son of Tej Narayan Mahto @ Tej Narayan Singh, Resident of Village - Kanhauli, P.S.- Khajauli, Distt. - Madhubani

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ravindra Kumar Singh

For the Opposite Party/s : Mr. Ashok Kumar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 06-03-2019 Heard Sri Ravindra Kumar Singh, learned counsel for the petitioner and learned Addl. Public Prosecutor.

This is the 2nd attempt for grant of bail on behalf of petitioner. Earlier on 04-07-2018, vide Cr. Misc. No. 33820 of 2018, considering the nature of accusation as well as the fact that petitioner was having criminal antecedent, the prayer for bail of petitioner was rejected.

Learned counsel for the petitioner submits that petitioner was persuaded to renew his prayer for bail on the ground that during the trial, despite the fact that three prosecution witnesses have been examined, but they have not supported the prosecution case. He further submits that one of the main accused, who was named in the F.I.R., has also been



granted bail. Accordingly, he makes a prayer for granting bail.

I am of the opinion that since trial is going on, there is no reason for this Court to appreciate the evidence, which is required to be appreciated by the trial court itself. So far as granting bail to another accused is concerned, it is prerogative of other Bench to pass such order, but since considering the antecedent of the petitioner, coupled with the nature of accusation, I had rejected the prayer for bail, there is no reason to again entertain the same prayer.

The prayer for bail again stands dismissed.

(Rakesh Kumar, J.)

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