

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.15812 of 2021**

Arising Out of PS. Case No.-192 Year-2020 Thana- NARDIGANJ District- Nawada

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SANTOSH CHOUDHARY S/o Gorelal Choudhary Resident of Village-  
Bhadour, P.S.- Nardiganj, District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

|                      |   |                              |
|----------------------|---|------------------------------|
| For the Petitioner/s | : | Mr. Satya Prakash, Adv.      |
| For the Informant    | : | Mr. Birendra Kumar, Adv.     |
| For the State        | : | Mr. Gauri Shankar Gupta, APP |

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**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**

ORAL ORDER

4      21-09-2021                      Heard learned counsel for the parties through video  
conferencing.

The petitioner has preferred this application for grant  
of regular bail in a case registered under sections 302, 147, 148  
and 149 of the Indian Penal Code.

As per the prosecution case, the ten named accused  
persons including the petitioner herein came variously armed,  
surrounded the son of the informant and assaulted him brutally  
leading to his death.

It is submitted by learned counsel for the petitioner  
that the petitioner has been falsely implicated in the case. The  
allegations are general and omnibus in nature. The main  
allegations are against Mithilesh Choudhary and Gorelal  
Choudhary of having caused grievous injury. The petitioner is in  
custody since 7.9.2020 and has no criminal antecedent.



Learned A.P.P. for the State and learned counsel for the informant oppose the prayer for bail submitting that the trial in the learned trial court is near conclusion.

In reply, it is submitted by learned counsel for the petitioner that he shall cooperate and remain physically present on each date of the trial.

A report was called for with respect to the stage of the trial from the learned trial court. As per the report received contained in letter dated 24.8.2021 of the Additional District and Sessions Judge III, Nawada, 7 out of the 8 prosecution witnesses have been examined. Only Sub Inspector of Police Mohan Kumar remains to be examined.

Having heard learned counsel for the parties and taking into consideration the contentions of the parties together with the report received from the learned trial court from which it transpires that the trial is near conclusion, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Learned trial court is directed to expedite the trial.

**(Partha Sarthy, J)**

Saurabh/-

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