

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.42527 of 2021**

Arising Out of PS. Case No.-209 Year-2017 Thana- PHULWARIYA District- Gopalganj

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NAGAMA KHATOON @ NGAMA KHATOON W/O LATE KAYUM  
ANSARI R/O VILLAGE-SAWANHI, P.S-PHULWARIYA, DISTRICT-  
GOPALGANJ.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Akshay Ashish

For the Opposite Party/s : Mr.Mukeshwar Dayal

=====

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
ORAL ORDER

4      29-09-2021                      Heard learned counsels for the petitioner and the  
  
State.

Petitioner has earlier moved this Court for grant of  
bail in Cr. Misc. No. 11553 of 2019, which was rejected vide  
order dated 11.04.2019, as contained in Annexure-1.

Learned counsel appearing for the petitioner  
submits that petitioner is rotting in judicial custody since  
11.12.2017 i.e. for approximately about four years and the  
trial of the case has not yet concluded.

A report was called for from the court below  
regarding the stage of the trial, which has been received and  
is kept at Flag- 'A". Perusal of the report shows that out of six  
witnesses, three have already been examined and the trial is



pending for evidence of prosecution witnesses and it is likely to be concluded within four months.

Learned Addl. P.P. appearing for the State opposes the prayer for bail and submits that the prayer for bail of the petitioner was earlier rejected on merits and there is no fresh ground urged on his behalf.

Considering the nature of allegations levelled, the materials available on record and the submissions advanced on behalf of the parties, this Court does not find it to be a fit case for grant of bail to the petitioner. The same is, therefore, rejected.

Since trial court has reported that the trial is likely to be concluded within four months, it is expected that the trial of the case will be concluded within four months positively.

**(Arvind Srivastava, J)**

mcv/-

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