

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2639 of 2021

Arising Out of PS. Case No.-123 Year-2019 Thana- CHANDAUTI District- Gaya

Naresh Yadav S/o Late Rambhajan Yadav R/o Village- Lalganj, P.S.-
Chandauti, District- Gaya Petitioner/s

Versus

The State Of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Advocate
For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 04-03-2021 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The petitioner has filed the instant application for grant of regular bail in connection with Chandauti P.S. Case no. 123 of 2019 registered under sections 307, 323, 325, 341, 379, 504 and 34 of the Indian Penal Code to which section 302 was added subsequently.

It is submitted by learned counsel for the petitioner that the earlier application for bail of the petitioner in the above case was rejected vide order dated 29.6.2020 (Annexure 1) passed in Cr. Misc. 14837 of 2020. The petitioner is in custody since 18.11.2019 i.e. for over one year and three months. He has no criminal antecedent and there is no chance of the trial concluding in the near future.

The application for bail is opposed by learned APP for the



State.

A report was called from the learned Court below with respect to the stage of trial and as per the report received contained in letter dated 22.2.2021, the case has been committed on 10.2.2021.

Having heard learned counsel for the parties and taking into consideration the direct allegation against the petitioner of having assaulted Ajeet Kumar with a lathi as a result of which he sustained injuries on his head leading to his death, the Court is not inclined to enlarge the petitioner on bail and the same is rejected.

However, in the facts and circumstances of the case the petitioner will be at liberty to renew his prayer for bail after six months.

(Partha Sarthy, J)

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