

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61494 of 2021

Arising Out of PS. Case No.-313 Year-2019 Thana- RAJIVNAGAR District- Patna

SHIPU KUMAR S/O SRI NIRMAL CHOUDHARY Permanent Address-
Dahiyawan Brahman Toli, Behind of Siya Maszid, P.S.- Town, Distt.- Saran,
Present Address- Kurji Balu Par, Vikash Nagar, Renter in Krishna Singh
House, P.S.- Digha, Distt.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nityanand Kumar

For the Opposite Party/s : Mr. Rajesh Kumar

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 22-12-2021 Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner is accused in connection with
Sessions Trial No. 1054 of 2019 arising out of Rajiv Nagar P.S.
Case No. 313 of 2019 registered under sections 395 and 397 of
the I.P.C.

Submission of learned counsel for the petitioner is
that earlier prayer of the petitioner for bail was rejected twice of
this Court vide Cr. Misc. No. 12421 of 2020 on 17.03.2021 and
Cr. Misc. No. 12421 of 2020 on 29.02.2020. Further he submits
that charge has already been framed on 09.12.2021. Petitioner is
in custody since 01.07.2019.

Learned A.P.P. appearing on behalf of the State

opposed the prayer of the petitioner by contending that prayer of the petitioner for grant of regular bail was twice rejected by this Court on merit vide Cr. Misc. No. 12421 of 2020 and Cr. Misc. No.4191 of 2021.

On perusal of report of the trial court, at Flag 'R', it appears that the progress of the trial has been hampered due to non-appearance of the co-accused persons.

Having considered the above facts and circumstances of the case, this Court is not inclined to allow the prayer of the petitioner for bail. Accordingly, prayer of the petitioner is rejected.

Petitioner is directed to renew his prayer for bail after six months from the date of framing of charge.

(Arvind Srivastava, J)

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