

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.24876 of 2022**

Arising Out of PS. Case No.-318 Year-2018 Thana- BELAGANJ District- Gaya

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RAUSHAN KUMAR @ RAUSHAN SHARMA S/o Chandrashekhar Sharma  
@ Chandrashekhar Mistri Resident of Village- Kachnawan, P.S.- Belaganj,  
Distt- Gaya.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sanjay Kumar Sharma  
For the Opposite Party/s : Mr. APP

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**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR**  
**ORAL ORDER**

3      17-08-2022                      Heard the learned counsel for the petitioner and the  
  
learned APP for the State.

The petitioner seeks bail in connection with Belaganj  
P.S. Case No. 318/18 (G.R. No. 7283/18, Tr. No. 99/21)  
instituted for the offences under Sections 304(B)/34 of the  
Indian Penal Code.

The prayer for bail of the petitioner was earlier  
twice rejected.

This Court was intimated that the Trial Court is  
vacant and, therefore, the case is not being tried. However,  
when another report was called for from the court below about  
the stage of the case on 22.06.2022, a report was sent  
indicating that now the records of the case of the petitioner



has been split from the main records and charges in this case have been framed.

Without any witness having been examined upto now, the petitioner has remained in custody for more than three years.

Since, the petitioner is the husband of the deceased, against whom there is main accusation, I am not inclined grant bail to him for the present.

However, if there is no substantial progress in the case within the next six months, it would be open for the petitioner to approach this Court again for grant of bail along with copy of the deposition of the witnesses, who would have been examined thus far.

With the afore-noted observation/direction, the petition stands disposed off.

**(Ashutosh Kumar, J)**

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