

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63810 of 2021**

Arising Out of PS. Case No.-272 Year-2019 Thana- NAVINAGAR District- Aurangabad

GAJENDRA SINGH @ GAJI SINGH Son of Late Mahendra Singh @
Magendra Singh Resident of Village - Simari Bhed, P.S.- Nabinagar, Distt.-
Aurangabad (Bihar)

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr. Krishna Prasad Singh, Senior Advocate Mr. Bhaskar Shankar
For the Opposite Party/s	:	Mr. Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

5 09-02-2022 This matter has been taken up for hearing online
because of *COVID-19* pandemic restrictions.

Heard learned counsel for the parties.

This application for grant of regular bail arises out of
Nabinagar P.S. Case No.272/2019, registered for the offence
punishable under Section 302 of the Indian Penal Code.

After considering the gravity of accusation and the
petitioner's alleged complicity, his prayer for regular bail was
earlier rejected by this Court by an order dated 12.10.2020
passed in Cr. Misc. No. 16098 of 2020. By making this
application, the petitioner has renewed his prayer for bail.

Mr. Krishna Prasad Singh, learned Senior Counsel
appearing on behalf of the petitioner has submitted that the
petitioner is in custody since 03.10.2019 and, therefore, his case



for grant of regular bail requires reconsideration on that ground.

Earlier, by an order passed in this case dated 01.12.2021, a report was called for from the court below as regards present stage of the trial. A report has accordingly been received from the Court of learned Additional District and Sessions Judge, Aurangabad, from which it appears that five witnesses have been examined and investigating officer of the case is to be examined.

Considering the circumstance that the trial has substantially progressed, I am not inclined to consider this application renewing prayer for regular bail on the ground of the petitioner's period of incarceration, keeping in view the gravity of the offence alleged against him.

This application is accordingly dismissed.

(Chakradhari Sharan Singh, J)

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