

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57001 of 2022

Arising Out of PS. Case No.-136 Year-2019 Thana- GAUTAMBUDHNAGAR District-
Siwan

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RAJESH PRASAD, S/O LATE MAHAJAN PRASAD @ MAHAJAN
BHAGAT, Resident of village- Tarwara Koeri Tola, P.S.- G.B. Nagar, District-
Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh, Advocate

For the Opposite Party/s : Mr.Mithlesh Kumar Khare, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 07-12-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Sessions
Trial No. 550 of 2019 arising out of G. B. Nagar P.S. Case No.
136 of 2019 registered under Sections 307 and 34 of the Indian
Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that the
trial has still not concluded. He further submits that by now the
petitioner has remained in custody for nearly three years.

Learned counsel for the informant on the other hand
has submitted certified copies of deposition of P.Ws. 2 and 1.
Referring to the same, he submits that the three chargesheeted
witnesses have already been examined, they have supported the



prosecution case and only official witnesses, namely I.O. and Doctor, remained to be examined.

On 13.04.2022 the petitioner's second attempt for grant of bail was rejected. Prior thereto, matter has been considered on merits on 11.11.2020.

In view of the progress in the trial and the earlier consideration in the two applications, noted above, this Court is not inclined to take a different view today. If the trial does not conclude within a period of two months, the petitioner may renew his prayer.

Petitioner's application for bail is rejected.

(Madhuresh Prasad, J)

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