

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28540 of 2023

Arising Out of PS. Case No.-110 Year-2021 Thana- GURUA District- Gaya

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VIJAY YADAV S/O Ramkeshwar Yadav VILLAGE CHHECHHU BIGHA
P.S. GURUA, DISTRICT GAYA

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

5 15-09-2023 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in connection with
Gurua P.S. Case no. 110 of 2021 registered for the offences
punishable under Sections 302/34 of the I.P.C.

3. As per prosecution case, it is alleged that the
petitioner and others concertedly committed murder of
informant's daughter by cutting the neck in sleeping
condition by means of sharp pasuli.

4. Learned counsel for the petitioner submits that
on 06.09.2022 vide Cr. Misc. No. 4155 of 2022 prayer for
bail of the present petitioner was rejected by this Court and
trial court was directed to expedite the trial. Learned



counsel for the petitioner submits that petitioner is in custody since 25.05.2021 and bears no criminal antecedent. He further submits that there is no substantial progress in trial, therefore, prayer for bail of the petitioner may be allowed.

5. Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner and submits that earlier prayer for bail of the petitioner was rejected by this Court on 06.09.2022 vide Cr. Misc. No. 4155 of 2022 on merit.

6. A report regarding stage of trial has been called for vide order dated 03.05.2023. The trial court vide letter no. 164 dated 25.08.2023 has sent its report which reveals that the record is pending for evidence after charge was framed on 24.07.2023.

7. Considering the facts and circumstances of the case, particularly keeping in view that earlier bail prayer of the petitioner has been rejected on merit as well as report of the trial court, I am not inclined to grant bail to the present petitioner. Accordingly, the prayer for bail of the petitioner is hereby rejected.



8. However, trial court is directed to hear this case on day to day basis so that it may be concluded within nine months from the date of receipt/production of this order.

(Alok Kumar Pandey, J)

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