

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4765 of 2024

Arising Out of PS. Case No.-165 Year-2022 Thana- CHAND District- Kaimur (Bhabua)

Rakesh Kumar son of Dinanath Gond Village- Medh Ps- Chainpur Dist-
Kaimur at Bhabua

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan, Adv.

For the Opposite Party/s : Mr. Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 03-04-2024 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the informant.

2. The petitioner seeks regular bail in connection with
Sessions Trial No.342 of 2022 arising out of Chand P.S. Case
No. 165 of 2022, lodged on 17.06.2022 under Section 302, 379,
34 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that the
bail application of the petitioner was earlier rejected *vide* order
dated 22.02.2023 passed in Cr. Misc. No. 62278 of 2022 with a
direction to the Trial Court to expedite the trial within nine
months from today. Counsel further submits that nine months
have already crossed but trial has not been completed. Counsel
also submits that the criminal antecedent of the petitioner is
clean and he is in custody since 20.06.2022.



4. Learned APP for the State opposes the prayer for bail of the petitioner and submits that a report has been called for *vide* order dated 09.02.2024

5. Learned counsel for the informant vehemently opposes the prayer for bail of the petitioner and submits that prosecution witness has already been examined and now, defense witness is left. Counsel also submits that from the perusal of the report, it transpires that the trial Court has indicated that trial is likely to be concluded in two months.

6. In the present facts and circumstances, this Court is not inclined to grant regular bail to the petitioner at present.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Sessions Trial No.342 of 2022 arising out of Chand P.S. Case No. 165 of 2022, pending before the learned Additional Sessions Judge 1st, Kaimur at Bhabhua is **hereby rejected.**

(Dr. Anshuman, J.)

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