

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13966 of 2024

Arising Out of PS. Case No.-32 Year-2006 Thana- BAGENGOLA District- Buxar

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KRISHNA CHAUDHARY @ KISHUN CHAUDHARY @ KRISHNA
SINGH S/O LATE SUKH LAL CHAUDHARY R/O VILLAGE-
BARUHAN, WARD NO.-11, P.S- BAGENGOLA, DISTT.- BUXAR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Parmatma Singh
For the Opposite Party/s : Mr.Ganesh Prasad Singh

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 01-03-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Bagengola P.S. Case No.32 of 2006 registered for the offence
under Sections 147, 148, 149, 341, 307 of the Indian Penal Code
and Section and 27 of the Arms Act.

3. Allegation against this petitioner is to have
caused firearms injury upon the informant.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case. It is submitted that the petitioner
was granted bail earlier by learned court below on 14.11.2008
and this petitioner is continuously absent since 14.12.2010 due



to family problem as his wife Mina Devi was suffering from Cancer and her treatment was going on in Sir Sunder Lal Hospital Institute of Medical Science BHU, Varanasi. It is further submitted that petitioner is a man of clean antecedent and he is in custody since 16.01.2024.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. In view of the allegation and as the petitioner is absent since a long period and charge has already been framed and as nine prosecution witness has already been examined but further due to absence of this petitioner trial has no progress and also as sufficient cause as regard to absence for long term of the petitioner has not given, where, it appears that this a case of misuse of bail, this Court is not inclined to grant bail to the petitioner.

7. Trial Court is directed to conclude the trial, preferably, within a period of 06 (six) months from the date of receipt of a copy of this order with cooperation of the petitioner.

(Ramesh Chand Malviya, J)

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