

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.37448 of 2024**

Arising Out of PS. Case No.-340 Year-2019 Thana- BHAGWANPUR District- Vaishali

Sanjay Paswan Son of Dasai Paswan Resident of Village - Muzaffarpur  
Malahi, P.S. - Bhagwanpur, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Manish Chandra Gandhi, Adv

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

**CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH**  
**ORAL ORDER**

3      02-08-2024

1. Heard the parties.

2. Petitioner seeks regular bail in connection with  
Bhagwanpur P.S. Case No.340 of 2019 registered for the  
offences punishable under Sections 304B, 201 read with section  
34 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that this  
is second attempt of the petitioner to get the relief of bail.  
Earlier his prayer for bail was rejected vide order dated  
21.03.2023 in Cr. Misc. No.69478 of 2022 giving liberty to the  
petitioner to renew his prayer for bail after six months of the  
order if no significant progress is made in his trial. Learned  
counsel for the petitioner further submits that there is no  
progress in his trial, out of seven charge sheet witnesses, only  
three witnesses have been examined till the date of filing of  
instant petition and against the petitioner the charges were  
framed on 28.02.2022. The petitioner has been languishing in



jail since 21.01.2021.

5. Learned APP has opposed the prayer for bail of the petitioner.

6. Heard both the sides. Though there is serious allegation against the petitioner but prosecution is very slow in producing and examining the prosecution witnesses as out of seven charge sheet witnesses, only three witnesses were examined till the filing of the instant petition which shows that the prosecution is very slow in producing the witnesses and the same also shows the lingering attitude of the prosecution despite the charges having been framed against the petitioner on 28.02.2022, who has been languishing in jail since 21.01.2021, considering these circumstances, this court is now inclined to release the petitioner on bail. Accordingly, let the petitioner named-above be released on bail in connection with Bhagwanpur P.S. Case No. 340 of 2019 on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned.

**(Shailendra Singh, J)**

N.K/-

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