

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54122 of 2024

Arising Out of PS. Case No.-36 Year-2023 Thana- BAGENGOLA District- Buxar

Suraj Singh Son of Gudul Singh @ Gudal Singh Resident of Village - Naya Bhojpur Chowk, P.S.- Naya Bhojpur O.P., District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manmohan Kumar

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 29-11-2024 Heard the learned counsel for the parties.

2. This is the 2nd attempt of the petitioner. Earlier the bail application of the petitioner was rejected vide order dated 08.11.2023 passed in Cr. Misc. No. 59712 of 2023.

3. The petitioner seeks regular bail in a case registered for the offence under Sections 392/34 of the Indian Penal Code and subsequently amended Section 395 & 412 of the Indian Penal Code vide order dated 06.04.2023.

4. The following order was passed on 08.11.2023 in Cr. Misc. No. 59712 of 2023 :-

Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner is in custody since 21.06.2023 in connection with Bagen Gola P.S. Case No. 36/2023 registered for the offence punishable under Sections 392/34 of the Indian



Penal Code.

3. As per the prosecution case, the petitioner is accused of committing highway robbery.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. He further submits that nothing incriminating has been recovered from the possession of the petitioner.

5. Learned Additional Public Prosecutor appearing on behalf of the State has vehemently opposed the prayer for bail. He has submitted that materials have come to connect the petitioner with the crime.

6. Considering the facts and circumstances of the case and also the allegations levelled against the petitioner, this application for grant of bail is dismissed for the present with liberty to the petitioner to move this Court if there is no sufficient progress in the trial.

5. It is a case of dacoity. The trial has started in the case and one witness has been examined.

6. Considering the fact that it is a case of dacoity and also the fact that the trial has started, this application is again rejected with a direction to the Trial Court to conclude the trial at the earliest.

7. The Superintendent of Police, Buxar is directed to see to it that the witnesses are produced in the Court below on the dates fixed.

8. Mr. Jharkhandi Upadhyay, learned APP for the State will also communicate this order to the Superintendent of



Police, Buxar for its compliance.

9. Let a copy of this order be communicated to the Superintendent of Police, Buxar through FAX for its compliance forthwith.

(Sandeep Kumar, J)

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