

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17770 of 2025

Arising Out of PS. Case No.-50 Year-2023 Thana- KADAMKUAN District- Patna

Govind Sahani @ Bablu Sahani @ Govind Kumar Son of Late Gopal Sahani
R/O-Mohalla- Kazipur, Machhua Toli, Police Station- Kadamkuan, District-
Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Arvind Kumar, Adv. Mr. Raj Krishna Jha, Adv.
For the State	:	Mr. Nand Kishore Pd. (APP)

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

8 19-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with S.Tr.
No. 904/2024 arising out of Kadamkuan P.S. Case No. 50/2023
registered for the offences punishable under Sections 302, 34 of
the Indian Penal Code and Section 27 of the Arms Act.

3. As per prosecution case, informant's brother is said
to have been hit by pellet fired from the pistol of petitioner. It is
further alleged that the petitioner and others were found at the
place of occurrence by the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
in the FIR. He further submits that the petitioner is not in any
way connected with the alleged occurrence as he has been



portrayed as accused of the present case, though the petitioner having four criminal antecedents. He further submits that petitioner has surrendered before the learned trial court and he was taken into custody on 06.02.2023 and nearly two years and six months have elapsed. He further submits that on the basis of CCTV footage seen by the police, informant was not found with his brother who was killed during the course of occurrence. Earlier prayer for bail of the petitioner has been rejected on merit vide order dated 10.05.2024 passed in Cr. Misc. No. 85841 of 2023. He further submits that postmortem report also indicates that the bullet hit the stomach of the deceased which is totally inconsistent with the initial version of prosecution story.

5. Learned A.P.P. for the State vehemently opposed the prayer for bail of the petitioner and submits that from the initial version of prosecution story, the act of firing is directly attributable to the petitioner and the same is corroborated by the postmortem report of the deceased and hence, the petitioner does not deserve bail. He further submits that earlier prayer for bail of the present petitioner has already been rejected on merit vide order dated 10.05.2024 passed in Cr. Misc. No. 85841 of 2023.

6. A report regarding stage of trial has been sought by



this Court and in pursuance of the said direction, the trial court vide letter no. 62 dated 04.09.2025 has sent its report which reveals that eight witnesses have been examined.

7. Considering the facts and circumstances of the case, nature of allegation against the petitioner coupled with the postmortem report, materials available on record, earlier prayer for bail of the petitioner has been rejected on merit and the trial of the case is at the fag end as is evident from the report contained at Flag 'G', I am not inclined to grant bail to the present petitioner. Accordingly, prayer for bail of petitioner is hereby rejected.

8. The trial court is directed to expedite the trial as early as possible.

(Alok Kumar Pandey, J)

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