

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23630 of 2025

Arising Out of PS. Case No.-14 Year-2020 Thana- LUTUA District- Gaya

Ramesh Bhuiyan @ Golu @ Umesh @ Golu Bhuiyan S/o Late Badan Manjhi
@ Late Badhan Bhuiyan R/o Village- Shankarpur, P.S.- Lutua, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Md. Javed Jafar Khan, Advocate

For the Opposite Party/s : Ms. Rina Sinha, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 20-06-2025

1. Heard learned counsel for the parties.

2. The petitioner has renewed his prayer for grant of regular bail in connection with Sessions Trial no.1083 of 2023, 1595 of 2023 (arising out of Lutua P.S. Case no.14 of 2020) registered under sections 302, 147, 148, 149, 323, 341, 448 and 427 of the Indian Penal Code and sections 3 and 4 of Prevention of Witch (Dain) Practices Act.

3. As per the prosecution case, the informant states that the nine named accused persons including the petitioner herein came variously armed and brutally assaulted the husband of the informant. It is further stated that the petitioner assaulted the informant's husband with a *khanti* on his head leading to his death on the spot.

4. Learned counsel for the petitioner submits that the



petitioner has been falsely implicated in the case. The earlier prayer for bail of the petitioner was rejected vide order dated 4.3.2022 passed in Cr. Misc. no.46768 of 2021 and again vide order dated 2.2.2024 passed in Cr. Misc. no.73053 of 2023. Learned counsel further submits that the petitioner is in custody since 27.11.2020 (and not 19.10.2020 as recorded in the earlier orders). Charge has been framed in the learned trial Court and the petitioner undertakes to cooperate in the trial. The petitioner has no criminal antecedent.

5. The application for bail is opposed by learned A.P.P. for the State.

6. A report was called for from the learned trial Court. As per the report received contained in letter dated 11.6.2025 of the learned District and Additional Sessions Judge, Sherghati, Gaya, the case is pending for appearance of the other three accused persons, for the appearance of whom, process under section 82 Cr.P.C. has been issued and execution report is awaited.

7. Having heard learned counsel for the parties and taking into consideration the specific allegation against the petitioner of having given a blow with a *khanti* on the head of the husband of the informant leading to his death on the spot



together with charge having been framed in the learned trial Court, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

8. Learned trial Court is directed to expedite the trial.

(Partha Sarthy, J)

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