

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38791 of 2025

Arising Out of PS. Case No.-109 Year-2023 Thana- BHADAUR District- Patna

Saptu Yadav @ Saptu Kumar @ Saptu Kumar Yadav @ Saptu Yadav @
Saptu Kumar @ Saptu Kumar Yadav S/O Shri Vishwa Nath Yadav Resident
of Village-Khajurar, Ps-Bhadaur, District-Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prem Ranjan Kumar, Adv.
For the Opposite Party/s : Mr.Abhay Kumar Roy, APP
For the Informant : Mr. Anil Kumar No. 1, Adv.

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 12-08-2025 Heard learned counsel for the petitioner and learned
APP for the State as also learned counsel for the Informant.

2. The petitioner seeks bail in connection with
Sessions Trial No. 849 of 2024 arising out of Bahadaur P.S.
Case No. 109 of 2023 instituted for the offences under Sections
147, 148, 149, 302 of the Indian Penal Code and Section 27 of
the Arms Act.

3. As per prosecution case, on the alleged date and
time of occurrence, all the accused persons including the
petitioner armed with weapons came at the place of occurrence.
In the meantime, the petitioner along with Kundan Kumar
Yadav fired upon the husband of the informant due to which he



sustained injuries as a result of which he died.

4. The petitioner has renewed his prayer for grant of regular bail which was earlier rejected by this Court vide order dated 20.09.2024 passed in Cr. Misc. No. 66299 of 2024.

5. Learned counsel for the petitioner submits that the petitioner is in custody since 04.09.2023. He further submits that out of six prosecution witnesses, only three have been examined. He further submits that there are serious discrepancies in the depositions of the witnesses and there is no likelihood of conclusion of the trial in near future.

6. In compliance to the order of this Court dated 27.06.2025, the learned court below has sent report dated 08.07.2025 regarding present stage of trial.

7. The report of the learned Succ. District and Additional Sessions Judge, Barh, Patna dated 08.07.2025 suggests that out of six charge-sheeted witnesses, four witnesses have been examined and remaining two witnesses, who are doctor and investigating officer of this case are yet to be examined. It is further reported that the trial is expected to be concluded within a period of four months.

At this stage, learned counsel for the Informant submits that only the Doctor is to be examined in this case.



8. There is no new ground to consider the bail application of the petitioner.

9. In that view of the matter, the present application is again rejected with a direction to the court below to expedite the trial and conclude the same expeditiously preferably within a period of two months from today.

10. If the trial is not concluded within the aforesaid period of two months, the petitioner will be at liberty to renew his prayer for bail before the learned court below.

(Rudra Prakash Mishra, J)

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