

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44721 of 2025

Arising Out of PS. Case No.-143 Year-2024 Thana- SARMERA District- Nalanda

Kundan Kumar S/o Dinesh Das Resident of Village - Jagdishpur, PS-
Jayrampur, Distt.- Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheo Jee Mishra, Advocate

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

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

ORAL ORDER

2 04-07-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Sarmera P.S. Case No. 143 of 2024 instituted for the offence
under Sections 103, 238, 61(2) & 3(5) of the Bharatiya Nyaya
Sanhita, 2023.

3. Earlier, vide order dated 19-02-2025, passed in Cr.
Misc. No. 82562 of 2024, regular bail of the petitioner was
rejected on merit by this Court.

4. Learned counsel for the petitioner submits that
submitted on behalf of the petitioner that the petitioner is in
custody since 16-07-2024, having no antecedent. It has been
further submitted by the petitioner's counsel that petitioner has



not been named in the FIR and co-accused, namely, Tripurary Kumar, is also not named in the FIR and he has been enlarged on bail by this Court vide order dated 11-04-2025, passed in Cr. Misc. No. 2284 of 2025. Learned counsel for the petitioner goes on to submit that there is no likelihood of the trial being concluded in the near future.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner and it is contended that the case of the petitioner is on different footing, than that of co-accused, namely, Tripurary Kumar.

6. Considering the aforesaid facts and circumstances of the case, there being no fresh ground to reconsider the matter, which was already decided by this Court on merit, this Court is not inclined to grant bail to the petitioner. Prayer for grant of bail to the petitioner is once again *rejected*.

7. However, petitioner will be at liberty to renew his prayer for bail, if the trial is not concluded within a period of six months from today.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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