

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59507 of 2025

Arising Out of PS. Case No.-35 Year-2015 Thana- SARMERA District- Nalanda

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Bhaso Ram, S/o Late Mahesh Ram, R/o Village- Manachak, P.S.- Sarmera,
District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 12-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. This is second attempt for regular bail on behalf of the petitioner. Earlier the petitioners had filed Criminal Miscellaneous No. 22406 of 2024 for bail which was rejected *vide* order dated 20.09.2024.

3. The petitioner seeks bail in connection with Sessions Trial No. 408 of 2021 arising out of Sarmera P.S. Case No. 35 of 2015 dated 02.04.2015 instituted for the offence punishable under Sections 147, 148, 149, 302/34 of the Indian Penal Code and Section 27 of the Arms Act.

4. The prosecution case, in short, is that the informant along with her husband and daughter was sitting near her hut then six accused persons including the petitioner armed with



weapon came there. On seeing the husband of the informant, Bhaso Ram (petitioner) extorted to kill and fired from his pistol. When the husband of the informant tried to flee away then co-accused persons, namely, Rohit Ram and Dharamraj Ram also fired. It is further alleged that accused persons assaulted the husband of the informant with lathi, *bhala* in their hands and shouted to kill him upon which the informant and her daughter came to save him then accused persons pushed them aside and killed her husband. It is further alleged that the genesis of occurrence is land and hand pump dispute.

5. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. It has been further submitted that the petitioner is in custody since 24.08.2023 having no criminal case against him.

6. Learned A.P.P. for the State opposed the prayer for bail of the petitioner.

7. Having considered the facts and circumstances of the case, it is apparent that the petitioner is the main assailant of the deceased (the husband of the informant). There is no fresh ground for granting bail to the petitioner except his incarceration in jail since 24.08.2023.

8. Keeping in view the allegation against the



petitioner, I am not inclined to grant regular bail to the petitioner at this stage.

9. Accordingly the prayer for regular bail on behalf of the petitioner stands rejected.

10. The learned trial court is directed to separate the trial of the petitioner and take all endeavour to conclude the trial at the earliest, preferably, within a period of six (6) months from the date of receipt or production of a copy of this order.

(Khatim Reza, J)

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