

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76000 of 2024

Arising Out of PS. Case No.-278 Year-2023 Thana- CHAPRA KACHARI RAIL P.S. District-
Saran

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Dhiraj Kumar S/O Late Raj Kumar Ray R/O- Dahiyawa Tola, P.S- Chapra
Town, Dist- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Anshul, Sr. Advocate
		Mr. Anuj Kumar
For the Opposite Party/s :		Mr. Jharkhandi Upadhyay, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 10-02-2025 Heard the learned senior counsel for the petitioner and
the learned APP for the State.

2. This is the 2nd attempt of the petitioner. Earlier the
bail application of the petitioner was rejected vide order dated
24.04.2024 passed in Cr. Misc. No. 28469 of 2024.

3. The petitioner seeks regular bail in connection with
Chapra Kachari Rail P.S. Case No. 278 of 2023 registered for
the offence under Sections 302/34 of the Indian Penal Code.

4. The following order was passed on 24.04.2024
in Cr. Misc. No. 28469 of 2024:-

Heard learned counsel for the
petitioner and learned APP for the State.

2. The petitioner seeks bail in connection
with Chapra Kachahri Rail P.S. Case No. 278 of
2023 registered for the offence punishable under
Sections 302/34 of the Indian Penal Code.



3. The victim has been killed by unknown criminals who were looting the victim. The victim was stabbed. Two knives have been recovered and one knife has been recovered pursuant to the statement of the petitioner. The petitioner is in jail since 29.12.2023.
4. Learned APP appearing for the State opposes the prayer for regular bail of the petitioner.
5. Considering the allegation levelled against the petitioner, I am not inclined to grant bail to the petitioner.
6. Accordingly, this application stands dismissed.

5. It has been submitted by the learned APP for the State that three witnesses have been examined in the trial.

6. Considering the fact that three witnesses have been examined in the trial and also considering the law laid down by the Hon'ble Supreme Court in the case of *X vs. State of Rajasthan, 2024 SCC OnLine SC 3539*, I am not inclined to grant bail to the petitioner.

7. Accordingly, this application is dismissed.

(Sandeep Kumar, J)

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