

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82175 of 2024

Arising Out of PS. Case No.-383 Year-2022 Thana- AGAMKUAN District- Patna

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Banti @ Ghanti @ Ghanti Sao @ Sadhu @ Baba Son of Late Gobind Sah @
Govin Saw Village- Salimpur Ahra, Daldali Road, Near Ruban Hospital, P.S.-
Gandhi Maidan, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Krishna Jha, Advocate

For the Opposite Party/s : Mr. Mrityunjaya Kr.Gautam, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

6 20-06-2025 Heard the learned 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
27.02.2024 passed in Cr. Misc. No. 75207 of 2023 .

3. The petitioner seeks regular bail in a case registered
for the offence under Sections 302, 120(B)/34 of the Indian
Penal Code and Section 27 of the Arms Act.

4. The S.H.O., Agamkuan Police Station, has
appeared and submitted that the trial has been started and in trial
two witnesses have been examined.

5. Learned counsel for the petitioner has submitted
that in the trial the two witnesses, who have been examined, have



not identified the petitioner.

6. In view of the judgment of the Hon’ble Supreme Court in the case of *X vs. State of Rajasthan & Anr., 2024 SCC Online SC 3539* observing that once the trial has started and the witnesses are being examined, the accused persons should not be granted bail ordinarily, this application for regular bail is hereby rejected.

7. The S.H.O., Agamkuan Police Station and the I.O. of this case will ensure that the witnesses are produced on the date fixed.

(Sandeep Kumar, J)

Anand/-

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