

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1532 of 2025

Arising Out of PS. Case No.-786 Year-2021 Thana- KAHALGAON District- Bhagalpur

Badal Kumar @ Badal Mandal Son of Gopal Mandal Resident of Village
-Banshipur PS -Kahalgaon, Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Shekhar Sharma, Advocate
For the State : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 28-02-2025 Heard Mr. Chandra Shekhar Sharma, learned counsel
for the petitioner and Mr. Choubey Jawahar, learned A.P.P. for
the State.

2. The petitioner seeks bail, who is in custody since
15.11.2021, in connection with S.T. No.947 of 2022 arising out
of Kahalgaon P.S. Case No. 786/2021, FIR dated 14.11.2021
registered for the offence under Sections 304(B), 201 and 34 of
the Indian Penal Code.

3. Earlier the prayer for bail of the petitioner was
rejected vide order dated 19.09.2023 passed in Cr. Misc. No.
45270 of 2023.

4. Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and he has falsely been implicated in this case. He
further submits that the allegation as alleged in the FIR is false



and fabricated and the petitioner has not committed any offence as alleged in the FIR. The petitioner is rotting in judicial custody since 15.11.2021.

5. Vide order dated 17.01.2025, a report with regard to the present status of the trial was called for. Report of the learned Trial Court dated 24.01.2025 reveals that total nine prosecution witnesses have been examined and one defense witness has also been examined and now the case is pending for the examination of rest defense witnesses.

6. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioner.

7. Considering the facts and circumstances of the case as well as the report of the trial Court, I am not inclined to enlarge the petitioner on bail in connection with S.T. No. 947/2022 arising out of Kahalgaon P.S. Case No. 786/2021 pending in the Court of learned Additional Sessions Judge-XVIII, Bhagalpur.

8. Prayer is refused.

9. However, the learned Trial Court is directed to expedite the trial and conclude the same at the earliest.

(Rajesh Kumar Verma, J)

ajay/-

U		T	
---	--	---	--

