

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12731 of 2026

Arising Out of PS. Case No.-397 Year-2023 Thana- MIRGANJ District- Gopalganj

Shankar Chauhan @ Shanker Chauhan @ Sankar Chauhan s/O Late Jadu Chauhan R/O Village- Khushiyaal Chhapar (Khushihal Chhapar), P.S- Mirganj, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh, Advocate

For the Opposite Party/s : Mr.Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

4 24-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Mirganj P.S. Case No. 397 of 2023 instituted for the offence under Sections 302/34 of the Indian Penal Code.

3. It is submitted by learned counsel for the petitioner that earlier the bail petition of this petitioner was rejected by this Court vide order dated 21.03.2025 passed in Cr. Misc. No. 86947 of 2024 with an observation that he may renew his prayer for bail after six months if the trial is not concluded. Petitioner is having no criminal antecedent and he is languishing in judicial custody since 21.10.2023.

4. A report regarding stage of trial has been called for



from the learned trial Court which goes to show that till today, altogether four prosecution witnesses have been examined.

5. Learned counsel for the petitioner has submitted that five prosecution witnesses have been examined. He has filed supplementary affidavit and has attached the deposition of the witnesses who have been examined during trial. He has placed reliance on deposition of informant who has been examined in trial Court as P.W.-3.

6. From perusal of the statement of P.W.-3 in examination-in-chief, it is clear that he has supported the case of the prosecution.

7. Learned APP appearing for the state has vehemently opposed the prayer of regular bail.

8. Having heard the learned counsel for the parties and considering the fact that bail petition of the petitioner has already been rejected earlier by this Court vide order dated 21.03.2025 passed in Cr. Misc. No. 86947 of 2024 and there is no fresh material to consider the prayer for bail of petitioner, this court is not inclined to enlarge the petitioner on bail at this stage and, as such, his prayer for bail stands again rejected.

9. However, petitioner may renew his prayer for bail after six months.



10. Learned trial Court is directed to conclude the trial within six months.

(Ashok Kumar Pandey, J)

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