IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68767 of 2026
CNR No. BRHC010936152026
Arising Out of PS. Case No.-89 Year-2025 Thana- RAFIGANJ District- Aurangabad

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Shushil Kumar @ Sushil Kumar Son of Baburam Chaudhary Resident of Village - Malu Bigha, Hajipur Rafiganj, Police Station - Rafiganj, District – Aurangabad. ... ... Petitioner/s

Versus

The State of Bihar. ... ... Opposite Party/s

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Appearance :
For the Petitioner : Mr. Ramakant Sharma, Sr. Advocate
Mr. Santosh Kumar Pandey, Advocate
For the Informant : Mrs. Leelawati Kumari, Advocate
For the State : Mr. Uday Pratap Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

3 30-10-2026 Heard learned senior counsel for the petitioner, learned counsel for the informant and learned APP for the State.

2. This is the second attempt of the petitioner to approach before this Court for bail. Earlier, vide detailed order dated 12.12.2025 passed in Cr. Misc. No. 48931 of 2025, the prayer for bail of the petitioner was rejected.

3. Vide order dated 25.09.2026, a report was called for from the learned Court concerned, regarding the stage of the trial and the time likely to be taken in conclusion of the trial. In compliance thereof, a report dated 05.10.2026 has been sent by the learned District and Additional Sessions Judge-VII, Aurangabad, which is at Flag ‘A’ to this application. In his report, the learned Judge has, *inter alia*, stated that out of 11 witnesses named in the chargesheet, eight prosecution witnesses

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have been examined and the next date is fixed on 08.10.2026.

4. Learned senior counsel for the petitioner has submitted that the petitioner is languishing in custody since 21.02.2025. Besides other grounds, learned senior counsel has submitted that while rejecting the prayer for bail on 12.12.2025, liberty was given to the petitioner to renew his prayer if the trial is not concluded within a period of eight months.

5. Taking into consideration the facts and circumstances of the case and also considering the fact that the present case is one under Section 103 of the BNS and the stage of the case is at advanced stage, this Court is not inclined to enlarge the petitioner on bail. The prayer for bail is hereby once again rejected.

6. Considering the fact that only official witnesses remain to be examined, the learned Trial Court is directed to conclude the trial as expeditiously as possible preferably within a period of three months and all coercive processes may be issued and exercised for ensuring the presence of the official witnesses.

(Soni Shrivastava, J)

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