

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71763 of 2025

Arising Out of PS. Case No.-211 Year-2024 Thana- KUDRA District- Kaimur (Bhabua)

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1. Munna Ram S/o Ramchandra Ram R/o Village- Ghatawn, P.S.- Kudra, District- Kaimur at Bhabhua
 2. Mina Devi W/o Munna Ram R/o Village- Ghatawn, P.S.- Kudra, District- Kaimur at Bhabhua

... .. Petitioner/s

Versus

1. The State of Bihar
2. X, R/o Village- Ghatawn, P.S.- Kudra, District- Kaimur at Bhabhua

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Pawan Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Ram Priya Sharan Singh, APP
For the Informant	:	Mr. Sadanand Roy, Advocate

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 09-01-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with POCSO Case No. 53 of 2024 arising out of Kudra P.S. Case No. 211 of 2024 instituted for the offences under Sections 420, 372, 373, 376, 506, 34 of the Indian Penal Code and Section 8 of the POCSO Act.

3. Earlier vide order dated 03.03.2025 passed in Cr. Misc. No. 64828 of 2024, regular bail of the petitioners was rejected by this Court considering the nature and gravity of offence.



4. In compliance of the order dated 10.10.2025, a report dated 17.10.2025 with regard to the present stage of trial has been received. From perusal of the aforesaid report, it appears that the trial is at the stage of prosecution evidence and there are six charge-sheeted witnesses and out of which three witnesses have been examined.

5. Learned counsel for the petitioners submits that the petitioners are languishing in judicial custody since 23.06.2024 without any rhymes or reason and have no criminal antecedents.

6. Learned APP for the State opposes the prayer for grant of bail. Learned APP for the State relied upon a decision of the Hon'ble Apex Court reported in **2024 SCC OnLine SC 3539 (X. vs. State of Rajasthan & Anr.)**, wherein in paragraph no. 14, the Hon'ble Apex Court has held as under:

“14. Ordinarily in serious offences like rape, murder, dacoity, etc., once the trial commences and the prosecution starts examining its witnesses, the Court, be it the Trial Court or the High Court should be loath in entertaining the bail application of the accused.”

7. There is no fresh ground to consider the bail petition of the petitioners. From the aforesaid report, it appears that the



trial is going on and is at an advance stage.

8. In view of the above, the prayer for bail of the petitioners is again rejected with a direction to the court below to expedite the trial and conclude the same expeditiously preferably within a period of three months from today. If the trial is not concluded within the period of three months, as stated above, the petitioners will be at liberty to renew their prayer before the court below.

(Rudra Prakash Mishra, J)

Alok Verma/-

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