

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82622 of 2025

Arising Out of PS. Case No.-359 Year-2024 Thana- SAHPUR District- Bhojpur

Lalu @ Vikash Prasad @ Lallu S/O Hira Choudhary R/O Village- Dewaich
Kundi, P.S- Shahpur, District- Bhojpur (Ara)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Pramod Kumar, Advocate
For the Opposite Party/s :	Mr. Surendra Prasad Singh, APP
For the Informant :	Mr. Bhaskar Shankar, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 09-02-2026 Heard learned counsel for the petitioner, learned
APP for the State, learned counsel for the informant and perused
the case diary.

2. The petitioner seeks bail in connection with
Shahpur P.S. Case No. 359 of 2024, instituted for the offences
under Sections 191(3), 191(2), 190, 15(2), 109, 103(1), 352 and
351(2) of the Bharatiya Nyaya Sanhita, 2023.

3. This is the second attempt of the petitioner for bail.
The petitioner has renewed his prayer for grant of regular bail
which was earlier withdrawn by the petitioner seeking liberty to
revive the same after one year, if the trial will not be concluded,
vide order dated 15.05.2025 passed in Cr. Misc. No. 15026 of
2025 by a co-ordinate Bench of this Court.



4. In compliance of the order dated 12.12.2025, a report dated 18.12.2025 with regard to the present stage of trial has been received. From perusal of the aforesaid report, it appears that out of six witnesses, only three witnesses have been examined in this case. It is further reported that the trial is likely to be concluded within a period of six months.

5. Learned counsel for the petitioner submits that the petitioner is languishing in judicial custody since 13.11.2024 without any rhymes or reason and has got no criminal antecedent.

6. Learned APP for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner. Learned counsel for the informant also submitted that the trial is in progress and four witnesses have already been examined in this case. It is further submitted that earlier, vide order dated 15.05.2025 passed in Cr. Misc. No. 15026 of 2025, the petitioner had withdrawn the bail application and sought for liberty to revive the same after one year, if the trial will not be concluded. But, now the petitioner has filed another bail application within a few months after withdrawing the previous bail application and hence, the present bail application stands premature and the petitioner does not deserve



the privilege of bail.

7. There is no new ground to consider the bail petition of the petitioner. 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 petitioner is again rejected with a direction to the court below to expedite the trial.

(Rudra Prakash Mishra, J)

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