

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81299 of 2025

Arising Out of PS. Case No.-560 Year-2024 Thana- GAUTAMBUDHNAGAR District-
Siwan

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Ajay Kumar S/o Swaminath Prasad, Resident of Panchapakadiya, Padumpati,
Kala Dumra, P.S.- G.B. Nagar, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. N. K. Agrawal, Sr. Advocate
		Mr. Mithilesh Kr. Upadhyay, Advocate
		Ms. Tetara Kumari, Advocate
		Mr. Raju Prasad, Advocate
For the State	:	Mr. Gulnar Begum, APP
For the Informant	:	Mr. Sandeep Kumar Mishra, Advocate

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

5 25-02-2026 Heard learned counsel for the petitioner and learned
APP for the State as well as learned counsel for the informant.

2. The petitioner seeks bail in connection with
Gautam Budha Nagar P.S. Case No. 560 of 2024 dated
05.11.2024, registered for the offences punishable under
Sections 103(1) and 61(2) of BNS Act, 2023.

3. The petitioner has moved this Court previously also
for regular bail. However, the same was rejected by this Court
vide order dated 19.02.2025 passed in Cr. Misc. 9049 of 2025
in view of direct allegation of fatal assault by the petitioner to
the deceased.

4. Learned counsel for the petitioner submits that the



petitioner has been in custody since 25.11.2024 i.e. for about one year and three months and in this case, trial is proceeding at snail pace. Despite framing of charge, no witnesses has been examined.

5. It has also been stated in paragraph no. 3 of the bail petition that the petitioner has no criminal antecedent.

6. However, learned APP for the State vehemently opposes the prayer of the petitioner for bail.

7. In view of serious allegation and material on record against the petitioner, I am not persuaded to enlarge the petitioner on bail.

8. Accordingly, the prayer for bail of the petitioner stands rejected.

9. However, Article 21 of the Constitution of India demands that there should be expeditious trial. Hence, learned Trial Court is directed to conclude the trial within next eleven months, failing which the petitioner will be at liberty to renew his prayer for bail.

10. The Superintendent of Police, Siwan, is also directed to ensure that the prosecution witnesses in this case appear before learned Trial Court for their examination as prosecution witnesses.



11. Let a copy of this order be sent to the
Superintendent of Police, Siwan as well as learned Trial Court.

(Jitendra Kumar, J.)

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