

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85192 of 2025

Arising Out of PS. Case No.-237 Year-2024 Thana- BALIYA District- Begusarai

Niyamul Rain @ Niyabul @ Md. Niyabul s/o Jinit Rain @ Md. Jinnat R/o
Village - Lakhminia, P.S - Balia, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Parwej Khan, Advocate
For the State	:	Mr. Tarkeshwar Nath Thakur, APP
For the Informant	:	Mr. Ashok Kumar, Advocate

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

ORAL ORDER

3 09-02-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Balia
(Ballia) P.S. Case No. 237 of 2024 instituted for the offences
under Sections 326(g), 103(1) & 61(2) of the Bharatiya Nyaya
Sanhita, 2023. Subsequently, Sections 124(1) & 109(1) of the
BNS were added.

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 rejected on merit by this Court vide order
dated 07.04.2025, passed in Cr. Misc. No. 1197 of 2025.

4. In compliance of the order dated 12.12.2025, a
report dated 16.01.2026 with regard to the present stage of trial



has been received. From perusal of the aforesaid report, it appears that the present case is fixed on the point of charge.

5. Learned counsel for the petitioner submits that the petitioner is languishing in judicial custody since 02.08.2024 without any rhymes or reason, having no criminal antecedent. It is submitted that there is no likelihood of the trial being concluded in the near future. Learned counsel next submits that petitioner has suffered long incarceration, hence, petitioner is entitled to bail.

6. Learned APP for the State and learned counsel for the informant opposes the prayer for grant of bail.

7. There is no new ground to consider the bail petition of the petitioner, which is already decided by this Court on merit.

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 and conclude the same expeditiously.

9. The District Magistrate, Begusarai and the Superintendent of Police, Begusarai are also directed to take necessary steps to produce the witnesses on the date fixed in the Trial Court so that the trial could be concluded within the stipulated period.



10. Let this order be communicated to the District Magistrate, Begusarai and the Superintendent of Police, Begusarai.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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