

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8062 of 2015

Arising Out of P. S. Case No. -72 Year- 2009 Thana -NAUHATTA District-
SAHARSA

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Shobha Nand Yadav Son of Late Hari Nandan Yadav, R/o Village Ramji
Tola Bhelahi, P.S. Nauhatta, District- Saharsa

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Amarnath Jha, Adv.

For the Opposite Party/s : Mr. Md.Fahmuddin, APP

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 21-04-2015 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 302, 429/34, 379 of IPC and 27
of the Arms Act.

Allegation against the petitioner is to have assaulted
the deceased.

Learned counsel for the petitioner submits that other
co-accused has been granted bail and there is no chance of
concluding the trial in near future.

Learned counsel for the State submits that there is
specific allegation of overtact against the petitioner that he had cut
the different parts of the deceased by *Dabia* (a sharp cutting

weapon) and he has also criminal antecedent. The prayer for bail of the petitioner was earlier rejected by this Court twice vide Annexures-2 and 3.

It appears from the report of the trial Court that five prosecution witnesses have already been examined and the Investigating Officer and some of the witnesses are yet to be examined and the trial is at crucial stage.

Considering the facts and circumstances, in my opinion, the petitioner does not deserve bail at this stage. His prayer for bail is rejected.

Let the trial be expedited.

(Amaresh Kumar Lal, J)

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