

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22407 of 2015

Arising Out of PS.Case No. -22 Year- 2008 Thana -PAKRIDAYAL District- EAST CHAMPARAN
(MOTIHARI)

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Akshay Lal Bhagat Son of Late Janak Lal Bhagat resident of village -
Majhar, Tola Shiv Nagar, P.S. Pakaridayal, District - East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Alok Kumar @ Alok Kr. Shahi

For the Opposite Party/s : Mr. Khurshid Anwar (APP)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 15-09-2015

Heard both sides.

The petitioner seeks bail in a case under Sections
304B/120B/34 of the Indian Penal Code.

The petitioner is the husband of the deceased. The
wife of the petitioner was killed in her Sasrural within 1½ years of
her marriage with the petitioner. The prayer for bail of the
petitioner was earlier rejected. It is submitted that only two
witnesses have been examined and they have been declared
hostile. The informant also died.

Considering the nature of allegation made against the
petitioner, who is the husband of the deceased, I am not inclined to
enlarge the petitioner on bail in Pakridayal P.S. Case No. 22 of
2008, corresponding to Sessions Trial No. 141 of 2009.
Accordingly, the same is rejected.

Since the petitioner is in jail for more than 2½ years, the trial court is directed to expedite the trial holding the same on day-to-day basis and conclude the same within six months from the date of receipt / production of this order.

The Superintendent of Police, East Champaran is directed to ensure the attendance of the witnesses of the aforementioned case so that the trial must be concluded within aforesaid period of six months.

If the trial is not concluded within the stipulated period, the petitioner may renew his prayer for bail.

(Prabhat Kumar Jha, J)

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