

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17061 of 2014

Arising Out of PS.Case No. -110 Year- 2012 Thana -SULTANGANJ District- BHAGALPUR

Ritesh Mandal S/o Saryug Mandal Resident of Village Nawada, P.S.
Sultanganj, District Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Jha

For the Opposite Party/s : Mr. Ajay Kr. Jha (App)

CORAM: HONOURABLE MR. JUSTICE MIHIR KUMAR JHA
ORAL ORDER

2 14-01-2015

Heard learned counsel for the parties.

Having regard to the fact that the petitioner is in custody for a period over two years in connection with an alleged offence under section 307 of the Indian Penal Code committed by him, this Court would direct the District and Sessions Judge, Bhagalpur to ensure that if the trial of the petitioner is not being taken up on account of the court remaining vacant, such trial should be transferred to a functioning court to ensure that the trial of the petitioner comes to an end within a period of nine months from the date of receipt of this order by the concerned trial court.

In the event the trial of the petitioner is not concluded in the aforementioned period by the concerned transferee trial court, the petitioner will have the liberty first to move the trial court for grant of bail and the trial court will then record reasons for not

concluding the trial, whereafter the petitioner will be at liberty to move this Court.

With the aforementioned observations, this application is disposed of.

(Mihir Kumar Jha, J)

surendra/-

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