

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.185 of 2015

Arising Out of PS.Case No. -146 Year- 2014 Thana -null District- VAISHALI(HAJIPUR)

1. Nagendra Kumar Mahto S/o Ram Kishun Mahto, aged about 17 years Resident of Village Daulatpur, Chandi, P.S. Hajipur Sadar, District Vaishali through his father and natural guardian Sri Ram Kishun Mahto S/o late Asharfi Mahto, R/o vill. Daulatpur, Chandi, P.S. Hajipur Sadar, Distt. Vaishali

.... Petitioner/s

Versus

1. The State of Bihar

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Satya Prakash Sinha, Advocate

For the Respondent/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 22-05-2015

Heard learned counsel for the Petitioner and the State.

This revision application has been filed for setting aside the judgment dated 30.1.2015 passed by the I/c Additional Sessions Judge VI, Vaishali at Hajipur in Criminal Appeal No.32 of 2014, by which he has affirmed the order dated 14.11.2014 passed by the Principal Member, Juvenile Justice Board, Vaishali at Hajipur, by which he has refused to release the Petitioner in J.J.B. Trial No.920 of 2014, G.R. case No.2983 of 2014 arising out of Bhagwanpur P.S. case No.146 of 2014.

The Petitioner seeks release in J.J.B. Trial No.920 of 2014, G.R. case No.2983 of 2014 arising out of Bhagwanpur P.S. case No.146 of 2014 instituted for the offence under Sections 25(1-b), 26,

35 of the Arms Act, pending in the court of Principal Member, Juvenile Justice Board, Vaishali at Hajipur.

Considering the nature of allegations as also the antecedents of the Petitioner which indicates that there is any chance of Petitioner being further mixing with anti social elements, I am not inclined to release the petitioner.

The application stands rejected.

The Juvenile Justice Board is directed to conclude the enquiry positively within a period of six months without granting unnecessary adjournments to any party, for which reason he shall send a list of the witnesses fixing specific dates for each witness for their examination along with a copy of this order to the S.P., Vaishali at Hajipur, who is directed to ensure the attendance of the witnesses on the date fixed by the Trial Court so that there is no further delay in the trial. He shall also communicate with the Superintendent of Police, Vaishali at Hajipur if the case diary and the charge sheet have not been brought on record by the Investigating Officer with reference to higher direction.

(Anjana Prakash, J)

Narendra/-

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