

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11828 of 2015

Arising Out of PS.Case No. -63 Year- 2008 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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1. Krishna Giri @ Krishna Das Son of Late Kapildeo Das R/o Village
Ramgarh Mohuawa, P.S. Pipra Kothi, District East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Ranjan

For the Opposite Party/s : Mr. Navin Kumar Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

4 08-07-2015

Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The trial court has reported that four months more time
is required to conclude the trial of the petitioner.

No doubt, petitioner is in jail custody since long but
allegedly, the present occurrence took place inside the premises of
jail when the petitioner was lodged as under trial prisoner in jail.
Furthermore, para-3 of the petition reveals that petitioner carries
criminal antecedent of several cases, therefore, considering the
aforesaid facts and circumstances as well as submissions of the
parties and also taking note of this fact that petitioner is said to be
assailant , I am not inclined to grant privilege of bail to the

petitioner and accordingly, his prayer for bail in connection with session trial not 732 of 2011 arising out of Motihari Town P.S.Case No. 63 of 2008 pending in the court of 3rd Additional Session Judge, East Champaran is again rejected.

However, the trial court is directed to conclude the trial of the petitioner within the time as framed by the learned trial court itself.

Let a copy of this order be sent to Superintendent of Police East Champaran, Motihari with direction to him to ensure the presence of remaining prosecution witnesses before the trial court within one month from the date of receipt/ production of copy of this order. It is made clear that if the trial of the petitioner is not concluded within the above stated period due to laches of the prosecution, the petitioner may renew his prayer for bail before the trial court itself.

(Hemant Kumar Srivastava, J)

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