

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.45538 of 2012

Arising Out of PS.Case No. 30 Year- 2000 Thana -null District- -

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1. Shail Kunwar W/O Late Jitendra Singh R/O Village - Palga, Police Station - Barahara, District - Bhojpur

.... Petitioner/s

Versus

1. The State Of Bihar
2. Suresh Singh
3. Bengali Singh, both sons of late Harinandan Singh
4. Hari Lal Kesari son of late Bhagat Sah
5. Dilip Baniya son of late Uma Baniya, all resident of village Paiga, Police Station Bahuara, District Bhojpur

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rahul Nath, Advocate

For the Opposite Party/s : Mr. Parmanand Prasad, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 17-08-2015

No one appears on behalf of the private Opposite Parties.

The Petitioner submits that the trial is still pending and hence he presses the prayer for setting aside the order dated 6.8.2012 passed by the Additional Sessions Judge 1st, Bhojpur at Ara in S.T. No.324 of 2004 arising out of Barhara P.S. case No.30 of 2000, by which he has refused an application under Section 311 Cr.P.C.

Considering that after repeated opportunities the doctor and the Investigating Officer were not produced by the prosecution, I see no merit in the application. The same is dismissed.

The Trial Court is directed to conclude the trial

expeditiously without granting unnecessary adjournments to any party.

(Anjana Prakash, J)

Narendra/-

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