

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.9755 of 2011**

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Shabbir Hussain son of late Sheikh Badruddin Madraswala resident of 23  
Patliputra Colony.

.... .... Petitioner/s

Versus

1. The State of Bihar.

2. Asst Labour Commissioner, Labour Officer Punaichak, Patna 1.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Kunj Bihari Sharan, Adv.

For the Opposite Party/s : Mr. Khurshid Anwar, App

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH**  
**ORAL ORDER**

14 12-02-2015

It appears that notices were issued to the Opposite

Party no. 2 in the present case but none appears in his behalf.

A report was also called for from the Court below as to the stage of the complaint. The Judicial Magistrate 1<sup>st</sup> Class, Patna reported that when the case was at the stage of Section 313 Cr. P.C on 22.01.2007, an application under Section 311 Cr. P.C. was filed by the prosecution which was dismissed on 26.07.2007 thereafter the matter has been pending for order on the criminal revision.

It has been submitted that no criminal revision was filed. Since the Magistrate has also not reported about any stay order having been passed by the revisional Court, I am surprised why the matter was kept pending for so many years at the stage of 313 Cr.P.C.

Under Such circumstances, the application is disposed of with the direction to the trial Court to concluded the trial within 30 working days without granting unnecessary adjournment to any party.

With these observations, the application is disposed of.

**(Anjana Prakash, J)**

Prakash/-

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