

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.7856 of 2015

Arising Out of PS.Case No. -2 Year- 2011 Thana -BIND District- NALANDA (BIHARSHARIFF)

Ram Janam Dharhi, S/o Late Bisheshwar Dharhi, Resident of Village-
Manachak, P.S.- Sarmera, District-Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

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

For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

3 15-04-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner has renewed his prayer for bail in
connection with Sessions Trial No. 390 of 2011 arising out of
Bind P.S. Case No. 02 of 2011 registered under Sections 302 of
the Indian Penal Code and 27 of the Arms Act. His prayer for
bail was earlier rejected by this Court vide order dated 5th June,
2014.

It has been contended that though seven witnesses
have already been examined in the case but since last one year
no witness has turned up on behalf of the prosecution and the

petitioner is languishing in jail since 3.2.2011.

I have perused the explanation submitted by the learned 5th Additional Sessions Judge, Bihar Sharif, Nalanda in respect of delay caused in concluding the trial.

Regard being had to the fact that the petitioner is the main assailant, I am not inclined to grant him bail for the present. Accordingly, the prayer for bail is rejected.

The Court below is directed to conclude the trial as early as possible, preferably within nine months from the date of receipt/production of a copy of the order failing which the petitioner would be at liberty to renew his prayer for bail in the court below itself.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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