

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13988 of 2015

Arising Out of PS.Case No. -158 Year- 2012 Thana -SINGHESHWARASHTHAN District-
MADHEPURA

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MITHILESH KUMAR @ KANCHAN

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivaji Singh-Advocate

For the Opposite Party/s : Mr. Bisheshwar Ram (A.P.P.)

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

03 24-06-2015

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor.

Gone through the report submitted by the learned
lower Court.

The learned lower Court should have gone through
the order dated 26.08.2014 passed in Criminal Miscellaneous
No.33241 of 2013 wherefrom the learned lower Court should have
gathered the information that viscera had missed during course of
transit by the Chaukidar and on account thereof, there was no
question for keeping the file pending awaiting viscera report.

The learned lower Court had reported that trial will
be concluded within three months. Accordingly, the learned lower
Court is directed to proceed with the trial and conclude the same
within three months on day to day basis. In any case, the time

should not be intrenched.

So far merit of the case is concerned, the trial is at
fag end on account thereof, I do not see it a fit case for
reconsideration.

Accordingly, prayer for bail is rejected.

(Aditya Kumar Trivedi, J)

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