

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36551 of 2014

Arising Out of PS.Case No. -128 Year- 2011 Thana -SIMRI District- DARBHANGA

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Ram Chandra Bhagat Son of Julmi Bhagat, resident of Village- Kansi,
Police Station- Simri, District- Darbhanga

.... Petitioner

Versus

The State of Bihar

.... Opposite Party.

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Appearance :

For the Petitioner : Mr. Manish Kumar No-2, Advocate.

For the State : Mr. M.Rab, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

5 23-09-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner has been arrested in connection with
Sessions Trial No. 372 of 2012 arising out of Simri P.S. Case No.
128 of 2011 registered under Sections 302, 147, 148, 149, 323,
324, 307, 379 and 504 of the Indian Penal Code.

Earlier prayer for bail of the petitioner had been rejected
by this Court.

Be that as it may, I do not find any merit to reconsider the
prayer for bail of the petitioner. Accordingly, his prayer for bail is
rejected.

Perused the report. It has been reported that delay for
disposal of the case is on the part of accused persons itself.

Further a petition filed under Section 227 Cr.P.C. was disposed of and thereafter, the case record has been fixed for hearing on the point of charge. Further all the accused persons have not been present in persons physically for framing of the charge. Hence all the accused persons have responsible for delay.

Hence it is hereby directed the trial court if all the accused persons does not appear for framing of charge then trial court shall take into consideration to cancel the bail bond of accused not present and frame charge and proceed with the trial of the accused who would appear in this case.

With this observation, the petition is disposed of.

m.p.

(Gopal Prasad, J)

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