

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46186 of 2015

Arising Out of PS.Case No. -70 Year- 2014 Thana -NAUHATTA District- SAHARSA

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Ashish Kumar Jha @ Ashish Jha, son of Indal Jha @ indranand Jha, R/o
Village Muradpur, P.S. Nauhatta, Distt. Saharsa.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Pramod Mishra

For the Opposite Party/s : Mr. Vinod Shankar Modi (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 30-09-2015

Heard both sides

The petitioner seeks bail in a case under Section 302
and other sections of the Indian Penal Code.

Some verbal altercations took place due to land
dispute and, on such, the petitioner is alleged to have assaulted the
father of the informant with a bat. The prayer for bail of the
petitioner was earlier rejected vide order dated 10.02.2015 passed
in Cr. Misc. No. 42039/2014 with an observation that if the trial is
not concluded within six months without any fault of the
petitioner, the petitioner may renew his prayer for bail. It is
submitted that the trial has not yet been concluded. Six witnesses
have already been examined and four witnesses are to be
examined. Learned counsel for the petitioner submits that the trial
is at its fag end.

Having considered the facts aforesaid, I am not inclined to enlarge the petitioner on bail in Nauhatta P.S. Case No. 70 of 2014, corresponding to S.T. No. 2437 of 2014. Accordingly, the same is rejected.

The trial court is directed to expedite the trial and conclude the same within two months from the date of receipt / production of this order holding the trial on day-to-day basis, failing which the petitioner may renew his prayer for bail.

(Prabhat Kumar Jha, J)

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