

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.15256 of 2016

Arising Out of PS.Case No. -28 Year- 2014 Thana -MUNGER MUFFASIL District- MUNGER

Md. Nasrullah @ Nanhu @ Naushad, son of Late Lal Mohammad, resident
of village-Chakasim, P.S.-Muffasil, District -Munger.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Kamal Kishore Jha, Advocate

For the Opposite Party/s : Mr. Nagendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 22-06-2016

Perused the report dated 16.05.2016 submitted by
the learned Sub-divisional Judicial Magistrate, Munger in
compliance with the order dated 06.04.2016. It would be
apparent from the aforesaid report that the case of the petitioner
has been committed to the Court of Sessions vide order dated
09.05.2016.

In the present application, the petitioner, whose
application for bail was earlier rejected twice by this Court, has
renewed his prayer for bail in connection with Muffasil P.S.
Case No. 28 of 2014 registered under Sections 25(1-A), 25(1-
AA), 35(1-B)(a), 25(1-AC), 26(i)(ii), 35 of the Arms Act,

Sections 124-A, 120-B of the Indian Penal Code and 17, 18, 19, 21 and 25 of the U.A.P. Act.

Regard being had to the reasons assigned in the earlier order dated 22.05.2015 passed in Cr. Misc. No. 18754 of 2015 by this Court, I am not inclined to grant bail to the petitioner for the present. Accordingly, the application for bail is rejected.

Since the petitioner is in custody for over two years, the learned Sessions Judge, Munger is directed to hold the trial of the petitioner on day-to-day basis and conclude the same as early as possible, preferably within nine months from today, failing which the petitioner would be at liberty to renew his prayer for bail before the court below itself.

In such eventuality, the court below shall assign reasons as to why the trial could not be concluded within the stipulated period while passing order on merits on the application for bail.

Let a copy of the order be transmitted to the learned Sessions Judge, Munger.

(Ashwani Kumar Singh, J.)

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