

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56646 of 2015

Arising Out of PS.Case No. -310 Year- 2013 Thana -PIRBAHOR District- PATNA

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1. Matiullah @ Md. Matiull @ Moti Ullah Son of Mohi Bullah Resident of
Village- Sikandarpur, P.S.-Sakandarpur, Dist.-Balua, at present alamganj
Machhua Toli, P.S. Alamganj, Dist.-Patna

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Manish Kumar No 13

For the Opposite Party/s : Mr. Umeshanand Pandit(App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 05-02-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking regular bail in
connection with Sessions Trial No.1355 of 2013, arising out of
Pirbahore P.S. Case No.310 of 2013, registered for the offence
under Section 302 of the Indian Penal Code.

The allegation has been made against the petitioner that
he has caused death to his wife.

This Court has called report from the Special Sessions
Judge, N.I.A.-cum-Additional District & Sessions Judge-VII,
Patna, who has reported that out of nine witnesses seven witnesses
have been examined.

Learned counsel for the petitioner submits that the

order in the bail application was passed on 15.1.2015. He further submits that last witness has been examined on 21.10.2014 and thereafter the trial has not moved further.

Considering the entire facts and circumstances of the case, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail is rejected. However, the Trial Court is directed to ensure the production of the rest witnesses and conclude the trial as early as possible preferably within a period of six months. The prosecution side is also directed to produce left out witnesses so that trial may be completed within the aforesaid period. If the trial is not concluded within the stipulated period, the petitioner will have a liberty to renew his prayer for bail.

(Shivaji Pandey, J)

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