

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 39652 of 2016

Arising Out of PS.Case No. -180 Year- 2014 Thana -LAUKAHA District- MADHUBANI

=====

Md. Naseem @ Chhedi Son of Md. Gafur @ Gafur, Resident of village-
Ladania, P.S.- Laukaha, District- Madhubani.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. S.K.Lal

Mr. Ratanakar Jha

For the Opposite Party/s : Mr. Narendra Kumar Singh

=====

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

5. 09-11-2016 Heard Sri S.K.Lal, learned counsel, who was assisted
by Sri Ratanakar Jha, learned counsel for the petitioner and Sri
Narendra Kumar Singh, learned Addl. Public Prosecutor.

This is the 2nd attempt for grant of bail. Earlier, the
prayer for bail of petitioner was rejected on 19-01-2016, vide Cr.
Misc. No. 56968 of 2015, mainly on the ground that petitioner was
the main assailant, who gave *khanti* blow on the head of the wife
of the informant, who subsequently died. Meaning thereby that
petitioner was the main assailant.

In this case, earlier by order dated 28-09-2016, a
report was called for from the court below regarding stage of the
case, which has been received and kept at flag 'X'. The report
dated 22-10-2016 suggests that after framing of charge, only one

witness was examined till date.

Keeping in view the fact that petitioner is the main assailant, there is no reason to review my earlier order.

The prayer for bail again stands rejected.

However, while dismissing, it is desirable to direct the court below to proceed with the case expeditiously so that the case may come to its logical end without unnecessary delay.

The concerned Superintendent of Police is also directed to ensure presence of witnesses as and when required by the trial court.

Let a copy of this order be sent to the court below forthwith.

The trial court is directed to take up this matter at least once in a week.

(Rakesh Kumar, J.)

Anay

U		T	
---	--	---	--