

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43498 of 2015

Arising Out of PS.Case No. -45 Year- 2014 Thana -SONEPUR District- SARAN

Sukhal Rai Son of Late Kishun Rai Resident of Village - Kalyanpur, Police
Station - Sonepur, District - Saran (Chapra)

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap(App)

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

05/ 23-11-2016

Heard learned counsels for the petitioner and

the State.

The petitioner has renewed his prayer for
bail in connection with Sessions Trial No. 340 of 2015 arising out
of Sonepur P.S. Case No. 45 of 2014 registered for the offences
punishable under Sections 341, 323, 324, 325, 337, 307, 504/34
and 302 of the Indian Penal Code, pending in the court of learned
8th Additional Sessions Judge, Saran at Chapra.

The prosecution case is that the husband
and son of the informant were constructing house and in the
meantime, petitioner Sukhal Rai, co-accused Suresh Rai, Reena
Devi and Balister Rai came there and forbade them to construct
and abused them. On protest being made from informant side co-
accused Suresh Rai threw the son of the informant on heap of

bricks and bamboo and co-accused Balister Rai assaulted the son of the informant, petitioner Sukhal Rai also assaulted the son of the informant with iron rod and pushed the informant due to which she sustained injury.

Since there was specific accusation of assault against the petitioner his prayer for bail was rejected vide order dated 12.01.2015 passed in Cr. Misc. No. 36039 of 2014. The last of learned 8th Additional Sessions Judge, Saran at Chapra reflects that I.O. and doctor are left to be examined.

In the circumstances, this Court is not inclined to revise the earlier order. Accordingly, the prayer for bail of the petitioner is rejected.

Let the S.P., Saran at Chapra take all efforts to produce both the witnesses so that the trial may be concluded within the stipulated period of six months as framed by the learned trial court.

Let this order be transmitted to the learned trial court and the S.P., Saran at Chapra.

(Dinesh Kumar Singh, J)

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