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IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 32071 of 2016

Arising Out of PS.Case No. -244 Year- 2015 Thana -NAUTAN District- WESTCHAMPARAN(BETTIAH)

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Sukendra Sahani son of Late Sunar Sahani resident of Village- Maduaha Chhota Tola, Police Station- Nautan, District- West Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :
For the Petitioner/s : Mr. Bashistha Nr. Mishra
Mr. Sachda Nand Rai
For the Opposite Party/s : Mr. Satyavarat Verma

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 16-08-2016 Heard Sri Bashistha Narain Mishra, learned counsel, who was assisted by Sri Sachida Nand Rai, learned counsel for the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody in Nautan P.S. Case No. 244 of 2015 registered for the offence under Sections 147, 149, 120(B) & 302 of the Indian Penal Code, corresponding to Sessions Trial No. 92 of 2016, has prayed for grant of bail.

It was submitted by learned counsel for the petitioner that during the trial, even informant was examined, who has not supported the prosecution case. Learned counsel for the petitioner submits that during the trial, more than three witnesses have already been examined.

Keeping in view the fact that trial is going on, there is no reason to examine the evidence, which has been brought on record during the trial, since examination of evidence can be done by the trial court at appropriate stage. However, keeping in view the fact that petitioner is in custody since 01-08-2015, while dismissing the present petition, it is necessary to observe that learned trial court may take appropriate step so that trial may come to its logical end without unnecessary delay.

(Rakesh Kumar, J.)

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