

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1274 of 2016

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1. Arbind Yadav Son of Devendra Yadav Resident of Village-Sirsi, P.s
Bibhutipur, District Samastipur..... Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Parmeshwar Mehta
For the Opposite Party/s : Mr. Awadhesh Kumar Singh(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

2 13-01-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner seeks bail in connection with Bibhutipur
P.S. Case No. 59 of 2013 registered for the offences punishable
under Sections 302, 120B/34 of the Indian Penal Code and
Section 27 of the Arms Act.

The petitioner wants to renew his prayer of bail,
which was earlier twice rejected vide order dated 15.07.2014 and
06.05.2015 passed in Cr. Misc. No. 17753 of 2014 and 17213 of
2015 respectively, on the ground that the petitioner is in custody
since 10.06.2013 and only four prosecution witnesses have been
examined out of 13 chargesheet witnesses. Other co-accused are
on bail and as such the petitioner also deserves sympathetic
consideration to which the learned APP opposes.

In the facts and circumstances stated above,

considering that the petitioner is the assailant and as such finding no good ground for reconsideration of prayer of bail of the petitioner, his prayer for bail is hereby again rejected.

However, the trial court is again directed to expedite the trial and conclude the same as early as possible, preferably within a period of four months by taking all positive steps and by keeping the same on day to day basis, failing which serious view will be taken.

(Jitendra Mohan Sharma, J)

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