

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58581 of 2015

Arising Out of PS.Case No. -248 Year- 2014 Thana -LAKHISARAI District- LAKHISARAI

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1. Bholi Mahto Son of Mahendra mahto
2. Madan Mahto Son of Late Narsingh Mahto Both Resident of village
oriya P.s. and Distt Lakhisarai

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rabi Bhushan

For the Opposite Party/s : Mr. Shailendra Kumar 1 (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 29-06-2016 Heard both sides.

The petitioners seek bail in a case under Section
302/34 of the Indian Penal Code.

The prayer of petitioners for bail was earlier rejected
by this court vide order dated 28.04.2015 passed in Cr. Misc. No.
5222 of 2015. The petitioners were earlier convicted and prayer
for bail of similarly situated accused was rejected.

The trial court has reported that out of 12 prosecution
witnesses 6 have been examined and since the court was vacant,
the trial could not proceed. Now the presiding officer has joined.

Considering the facts aforesaid, I am not inclined to
enlarge the petitioner on bail. Accordingly, the same is rejected.

The learned court below is directed to expedite the trial and conclude the same within six months from the date of receipt/ production of a copy of this order.

(Prabhat Kumar Jha, J)

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