

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9964 of 2016

Arising Out of PS.Case No. -168 Year- 2015 Thana -BARAULI District- GOPALGANJ

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Kailash Mahato son of Late Harinandan Mahto, resident of village- Pipra,
P.S.- Barauli, District- Gopalganj

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Parijat Saurav, Advocate

For the Opposite Party/s : Mr. Nirmal Kr.Sinha(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 27-07-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under
Sections 420, 272, 273, 467, 468, 471, 308 of the Indian Penal
Code and Section 47(a) of the Excise Act.

The trial court has reported that charge has been
framed against the petitioner on 14.3.2016 and summonses have
already been issued but up till now not a single prosecution
witness could be examined.

Taking note of the report of the learned court below
as well as grounds taken by me in order dated 7.12.2015 passed in
Cr. Misc. No.54224 of 2015, again, I am not inclined to release the
petitioner on bail and hence, his prayer for bail in connection with

Sessions Trial No.105 of 2016 arising out of Barauli P.S. Case No.168 of 2015 pending in the court of Sessions Judge, Gopalganj stands rejected. However, if the trial of the petitioner is not concluded within four months from the date of receipt/production of a copy of this order, the petitioner may renew his prayer for bail before the trial court itself and in that event, the trial court shall consider the prayer for bail of the petitioner without being prejudiced by this rejection order.

(Hemant Kumar Srivastava, J)

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