

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.47598 of 2016

Arising Out of PS.Case No. -102 Year- 2008 Thana -PAROO District- MUZAFFARPUR

Sahindra Ram @ Sahendra Ram, S/o Late Aungadh Ram, resident of village
- Chakisoahagpur P.S. - Paroo, Dist - Muzaffarpur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Sudish Kumar, Advocate

For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

3 16-11-2016

Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner has renewed his prayer for bail in
connection with Sessions Trial No. 64 of 2013 arising out of
Paroo P.S. Case No. 102 of 2008 under Sections 147, 148, 149,
302 and 379 of the Indian Penal Code and Section 27 of the
Arms Act.

The prayer for bail of the petitioner was earlier
rejected by this Court vide order dated 25.09.2014 passed in Cr.
Misc. No. 34445 of 2014. Altogether 19 persons were named in
the FIR. The petitioner is one of the assailants to the deceased.

It is contended by the learned counsel for the petitioner that petitioner is in custody since 28.11.2013. Though the charges were framed on 16.05.2014, no witness has been examined on behalf of the prosecution till date.

Be that as it may, regard being had to the evidence collected against the petitioner and the nature of allegation made in the FIR, I am not inclined to grant bail to the petitioner for the present. The application for bail is, accordingly, rejected.

The learned 7th Additional Sessions Judge, Muzaffarpur is directed to expedite the trial and conclude the same as early as possible. The prosecution is also directed to produce its witnesses before the trial court without any delay.

In case the trial is not concluded within one year for no fault on the part of the petitioner, the petitioner would be at liberty to renew his prayer for bail before the trial court itself.

(Ashwani Kumar Singh, J.)

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