

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 53185 of 2015

Arising Out of PS.Case No. -78 Year- 2013 Thana -SHAMBHUGANJ District- BANKA

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Garib Yadav Son of Late Bisan Yadav, Resident of village- Kaitha Yadav Tola
P.S.- Shambhuganj, District- Banka.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Choudhary,
Mr. Nagender Kumar and
Mr. Kulanand Jha, Advocates

For the State : Mr. S. N. Shukla, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date: 15-03-2017

Heard learned counsel for the parties.

The petitioner seeks bail in Shambhuganj P.S. Case No.
78 of 2013 dated 16.05.2013 instituted under Sections 307/34 of the
Indian Penal Code and 27 of the Arms Act.

This is the second attempt of the petitioner for bail as
earlier such prayer was rejected by order dated 11.08.2014 passed in
Cr. Misc. No. 13197 of 2014, by which the Court had directed the
Court below to expedite the trial and conclude the same within six
months. The same having not been done, the present application has
been filed.

Earlier a report was called from the trial Court and the
same has been received from the Additional Sessions Judge, Ist,



Banka dated 23.09.2016, in which it has been stated that 10 witnesses have been examined and within three months, the case was likely to be concluded.

In view of the aforesaid, the Court is not inclined to consider the prayer for bail.

Accordingly, the application stands dismissed.

However, the Court below is directed to conclude the trial, if already not concluded, by 30th April, 2017 positively.

Registry shall communicate the order to the Court below through Fax also latest by tomorrow.

(Ahsanuddin Amanullah, J.)

P. Kumar

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