

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16571 of 2017

Arising Out of PS.Case No. -243 Year- 2015 Thana -SAHEBGANJ District- MUZAFFARPUR

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1. Nathuni Sahani Son of Late Chhathu Sahani, Resident of Village-
Hussepur Dubandha, P.S.- Sahebganj, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Ranjan

For the Opposite Party/s : Mr. Sri Ajit Kumar

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 21-06-2017 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The trial court has reported that theailable warrant of
arrest against the prosecution witnesses has already been issued
but uptil now, not a single prosecution witness has been examined.

No doubt, petitioner is in jail custody since 22.09.2015
on the allegation that one rifle and three live cartridges were
recovered from his possession but keeping in mind the criminal
antecedent of the petitioner as well as stage of the trial, I do not
feel it proper to release the petitioner on bail, hence his prayer for
bail in connection with Sahebganj P.S.Case No. 243 of 2015,
pending in the court of learned Judicial Magistrate 1st class, west
Muzaffarpur stands rejected.



However, the learned trial court is directed to conclude the trial of the petitioner within three months even by taking the trial of the petitioner on day to day basis. It is also made clear that if the trial of the petitioner is not concluded within the above stated period of three months, petitioner may renew his prayer for bail before the learned trial court itself.

Let a copy of this order be sent to Superintendent of Police, Muzaffarpur with a direction to ensure the presence of prosecution witnesses of Sahebganj P.S.Case No. 243 of 2015, before the court of learned Judicial Magistrate 1st class, West Muzaffarpur, failing which the matter shall be viewed seriously.

(Hemant Kumar Srivastava, J)

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