

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8255 of 2017

Arising Out of PS.Case No. -245 Year- 2000 Thana -SONEPUR District- SARAN

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1. Jay Mangal Sah, son of Late Ramgati Sah,
2. Kauleshwar Paswan, son of Late Khaderu Paswan, both residents of
Village- Purvi Gadahi Sarai, P.S Hajipur, Sadar, District- Vaishali.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dhananjay Mishra, Advocate

For the Opposite Party/s : . Smt Sangeeta Sharma, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 03-03-2017

Heard learned counsel for the petitioners.

This is an application for bail in connection with
Sonepur P.S.Case No. 245 of 2000 registered for the offences
punishable under Section 47(A) of Excise Act.

It has been submitted on behalf of the petitioners that
this is misuse of privilege of bail. However, petitioners have
remained in custody for three months and the misuse is of six
years.

Heard learned APP also.

Having heard both sides and considering the fact that
the case is at the stage of evidence, I am not inclined to grant bail
to the petitioners at this stage.

However, learned trial court is directed to expedite



and conclude the trial within a period of six months. If the trial is not concluded within the said period the petitioners may renew their prayer for bail before the court below itself, who will consider the same and pass an appropriate order, without being prejudiced by this order.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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