

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13117 of 2017

Arising Out of PS.Case No. -38 Year- 2016 Thana -GHOSI District- JEHANABAD

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1. Ramesh Kumar, S/o Late Biranchi Prasad, Resident of Village- Arhit,
Police Station- Ghoshi, District- Banka.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Prasad

For the Opposite Party/s : Mr. Anil Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 04-04-2017 Heard the parties.

This application is for grant of bail in connection with
Ghoshi (Okari O.P.) P.S.Case No.38 of 2016 for the offence under
Sections 323, 307, 325 and 447 of the Indian Penal Code.

It is submitted on behalf of the petitioner that this is the
third attempt of the petitioner and on the last occasion, his bail
application was rejected by this Court, vide order dated
16.11.2016 passed in Cr. Misc. No.45665 of 2016 with the
following observations :

*“...the trial court is directed to conclude the
trial of the petitioner at an early date positively
within a maximum period of three months from the
date of receipt/production of a copy of this order.”*

However, up-till-now, the case is pending for evidence of
the Doctor and the I.O. The petitioner is in custody for about one
year.



Heard learned A.P.P. also.

Having heard both sides and from perusal of the record, it appears that in this case, a report was called for from the court concerned and the court concerned has submitted a report that this case is pending only for evidence of the Doctor and the I.O. and the next date is fixed on 07.04.2017 for evidence of the Doctor and the I.O.

Considering the aforesaid facts, the trial court is directed to conclude the trial within a period of one month and the S.P., Jehanabad is directed to ensure production of the Doctor and the I.O. in the court below on the next date fixed so that the trial may be concluded in time.

If the trial is not concluded within a period of one month or at least evidence is not concluded within the time-frame, the petitioner is at liberty to renew his prayer for bail before the court concerned itself, who will pass appropriate order favourably.

With the above observation, this application is disposed of .

A copy of this order be immediately sent to the court concerned as well as to the S.P., Jehanabad for its compliance.

(Vinod Kumar Sinha, J)

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