

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13942 of 2017

Arising Out of PS.Case No. -211 Year- 2013 Thana -SUGAULI District-
EASTCHAMPARAN(MOTIHARI)

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1. Umashankar Prasad, Son of Harendra Sah, Resident of Village-
Laxmipur Laxumanwa, P.S.- Palanwa, District- East Champaran at
Motihari.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gyanendra Kumar Singh

For the Opposite Party/s : Mr. Sri Ajay Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

04 02.08.2017 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner in jail custody since 6.8.2013 in a case in which
charge has been framed under sections 364, 302, 201/34 of the IPC
against the petitioner and earlier prayer for bail of the petitioner was
twice rejected by this court.

Learned 4th the Addl. Sessions Judge, East Champaran at
Motihari vide letter no. 380 dated 20.7.2017 reported the present
status of Sessions trial no. 122/2014 and it is obvious from the
aforesaid report that except doctor, almost all witnesses have been
examined and trial court has taken appropriate steps to procure the
attendance of the concerned doctor.

Therefore, considering the aforesaid facts and
circumstances, I am not inclined to release the petitioner on bail and,
again, his prayer for bail in connection with Session trial no. 122/2014



arising out of Sugauli P.S. Case no. 211/2013 pending in the court of Addl. Sessions Judge IV, East Champaran at Motihari stands rejected.

However, learned trial court is directed to conclude the trial of the petitioner within four months even by taking trial of the petitioner on priority basis.

Let copy of this order be sent to Superintendent of Police, East Champaran at Motihari with direction to him to ensure the presence of concerned doctor before the concerned court within one month, failing which matter shall be viewed seriously.

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(Hemant Kumar Srivastava,J)

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