

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49397 of 2016

Arising Out of PS.Case No. -102 Year- 2013 Thana -EKANGARSARAI District- NALANDA
(BIHARSHARIFF)

=====

Birju Devi, wife of Late Umesh Giri, resident of village- Mojahidpur, Police
Station - Ekangarsarai, District - Nalanda.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr

For the Opposite Party/s : Mr.

=====

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 11-01-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner seeks bail in connection with Sessions
Trial No.748 of 2013, arising out of Ekangarsarai P.S. Case
No.102 of 2013 registered under Sections 304(B)/34 of the Indian
Penal Code, pending in the court of the 3rd Additional Sessions
Judge, Hilsa, Nalanda.

Learned counsel appearing on behalf of the petitioner
submits that the prayer of the petitioner for grant of bail has
already been rejected twice on merit and the petitioner, who is
mother-in-law of the deceased, is in jail custody since 03.07.2013.

The report, as called for vide order 07.12.2016 regarding



the stage of the trial of the case, has been received vide letter no.321 dated 17.12.2016 from the court of the 3rd Additional Sessions Judge, Hilsa, Nalanda, from which it appears that four witnesses have already been examined after framing of the charge on 14.07.2014 and three witnesses including the I.O. are yet to be examined.

Having regard to the facts and the circumstances of the case, I am not inclined to reconsider the prayer of the petitioner for grant of bail. Accordingly, the prayer of the petitioner for grant of bail is again rejected. However, the trial court is directed to conclude the trial of the petitioner within six months by taking all effective steps for examining the remaining witnesses. If the trial of the petitioner is not concluded within six months, the petitioner would be at liberty to renew her prayer for bail after the aforesaid period of six months.

(Rajendra Kumar Mishra, J)

P.S./-

U		T	
---	--	---	--

