

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.917 of 2017

Arising Out of PS.Case No. -278 Year- 2015 Thana -KISHANGANJ District- KISANGANJ

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Md. Akbar @ Akbar, Son of Late Tetra, Resident of village - Tegharia
Belgachi, Police Station Kishanganj in the District of Kishanganj

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Raj Kumar, Advocate

For the Opposite Party/s : Mr. Ram Bachan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 03-02-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Sessions Trial No. 470 of 2015, arising out of Kishanganj
P.S.Case No. 278 of 2015 registered for the offences punishable
under Section 304B of the Indian Penal Code.

It has been submitted on behalf of the petitioner that
the petitioner is husband but there is no specific allegation against
him, rather the material collected during course of investigation
shows that witness has not supported the case of the prosecution
and the petitioner is in custody since 30.9.2015

On query it has been pointed out by learned counsel
for the petitioner that now charge has been framed and one witness
has been examined.



Heard learned APP also.

Having heard both sides and considering the allegations, I am not inclined to grant bail to the petitioner. Prayer for bail is rejected.

However, as charge has been framed against the petitioner, learned court below is directed to expedite the trial and try to conclude the same within nine months. If the trial is not concluded within the said period, the petitioner will be at liberty to renew his prayer for bail in the court below itself, who will examine the materials collected till that time and pass appropriate order in accordance with law, without being prejudiced by this order.

(Vinod Kumar Sinha, J)

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