

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1023 of 2017

Arising Out of PS.Case No. -59 Year- 2014 Thana -AADAPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Brij Kishore Mahto @ Braj Kishore Mahto, S/O Late Indal Mahto, R/O
Village - Pithwa, P.S. - Jharokhar, District - East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Mr. Sir Pramod Kumar Pandey

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

2 18-01-2017 Heard learned counsel for the petitioner as well as learned
A.P.P. for the State.

The petitioner seeks bail in connection with Adapur P.S.
Case No. 59/2014, registered for the offences punishable under
Sections 392, 302, 120B of the Indian Penal Code and 27 of the
Arms Act.

The petitioner wants to renew his prayer of bail which was
earlier rejected by order dated 23.11.2015 passed in Cr. Misc. No.
34799/2015 on the ground that the petitioner is suffering in custody
since 04.09.2014 and the alleged recovery of robbed amount is not
from the conscious possession of the petitioner and uptill now only
four prosecution witnesses have been examined and in near future
the trial is not likely to be concluded.



Learned A.P.P. opposes the prayer of bail.

In the facts and circumstances stated above and considering that on the basis of confessional statement of the petitioner robbed amount i.e. Rs. 1,50,000/- was recovered and as such finding no ground for re-consideration of prayer of bail, again the prayer of bail of the petitioner stands rejected.

However, the learned trial court is directed to expedite the trial and conclude the same within six months, failing which the petitioner, if at no fault, may be at liberty to renew his prayer for bail.

(Jitendra Mohan Sharma, J.)

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