

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37648 of 2017

Arising Out of PS.Case No. -154 Year- 2015 Thana -AJAMNAGAR District- KATIHAR

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Sushant kumar Das @ Chhotan @ Susanta kr. Das @ Sushan Kumar Das,
Son of Late Vinay Kumar Das, R/o Village- Mukuria, P.S.- Azam Nagar,
Distt.-Katihar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. S. Narayan Sinha, Sr. Advocate
Mrs. Mira Kumari, Advocate
Mrs. Shalini Raut

For the Opposite Party : Mr. Matloob Rab (APP-34)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 16-08-2017 Heard learned counsel for the petitioner and the
learned counsel representing the State.

The petitioner wants to renew the prayer of bail which was earlier twice rejected vide order dated 11.04.2016 and 09.11.2016, passed in Cr. Misc. No. 6523 of 2016 and Cr. Misc. No. 47294 of 2016 respectively, on the ground that the petitioner is suffering in custody since 09.11.2015. Up till now eight prosecution witnesses have been examined and in near future the trial is not likely to be concluded and moreover this is not a case of under Section 302 of the I.P.C and it can be a case of under Section 304 part II of the I.P.C., to which the learned A.P.P. opposes by submitting that the petitioner is the assailant.



In the facts and circumstances stated above, finding no good ground for reconsideration of prayer of the bail, again prayer of the bail of the petitioner stands rejected.

However, the learned trial Court is directed to expedite the trial and conclude the same preferably within four months, from date of receipt/production of a copy of this order, after taking the same on priority basis, failing which if the petitioner at no fault, may be at liberty to renew his prayer for bail.

(Jitendra Mohan Sharma, J.)

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