

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14282 of 2017

Arising Out of PS.Case No. -220 Year- 2013 Thana -ALAU LI District- KHAGARIA

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1. Dinesh Sharma Son of Late Fulo Sharma, resident of village -
Shaharbani, P.S. Alauli, District - Khagaria

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satish Chandra

For the Opposite Party/s : Mr. Sri Dinesh Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

6 06-12-2017 Heard the learned counsel for the petitioner, the
learned counsel for the informant and the learned A.P.P.

The petitioner seeks bail in Alauli P.S. case No. 220
of 2013 registered under Section 302/34 of the Indian Penal Code
and under Section 27 of the Arms Act.

The learned counsel for the petitioner submits that
the prayer of petitioner for bail was earlier rejected by this court
vide order dated 20.03.2015 passed in Cr. Misc. No. 4194 of 2015
with a direction to the court below to conclude the trial within one
year from the date of receipt/ production of a copy of the order but
more than two years have elapsed and the trial has not yet been
concluded. The petitioner is in jail since 18.05.2014.

On the other hand the learned counsel for the



informant as well as the learned APP submits that all the witnesses have already been examined and only I.O. is to be examined.

Considering the fact that trial is at its fag end and only the I.O. is to be examined, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

The Superintendent of Police, Khagaria is directed to ensure the attendance of I.O. of Alauli P.S. case No. 220 of 2013 pending in the court of the learned Additional Sessions Judge-III, Khagaria so that the trial must be concluded within three months.

The learned Additional Sessions Judge is also directed to conclude the trial within three months from the date of receipt/ production of a copy of this order.

Let a copy of this order be sent to learned Additional Sessions Judge-III, Khagaria as well as Superintendent of Police, Khagaria for information and needful.

(Prabhat Kumar Jha, J)

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