

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6903 of 2017

Arising Out of PS.Case No. -30 Year- 2015 Thana -BUDHUCHAK District- BHAGALPUR

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Kunal Sah @ Krishna son of Arvind Sah

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 29-03-2017 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner happens to be husband of the deceased and,
earlier, his prayer for bail was rejected by this Court but
submission on behalf of the petitioner is that petitioner is in jail
custody for more then two years but uptil now, his trial has not
been concluded.

The report of the 4th Additional sessions Judge,
Bhagalpur, goes to show that out of 15 proposed prosecution
witnesses, 13 prosecution witnesses have already been examined.
The aforesaid report suggests that the trial of the petitioner is on
the verge of conclusion and, therefore, again, I am not inclined to
release the petitioner on bail and, hence, his prayer for bail in
connection with Session trial no. 320 of 2016, arising out of



Budhu Chak P.S.Case No. 30 of 2015, pending in the court of 4th
Additional Session Judge, Bhagalpur, stands rejected.

However, the learned trial court should conclude the
trial of the petitioner within four months from the date of receipt/
production of a copy of this order. It is made clear that if the trial
court fails to conclude the trial of the petitioner within the above
stated period on the latches of prosecution, the petitioner may
renew his prayer for bail before the learned trial court itself.

(Hemant Kumar Srivastava, J)

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