

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45472 of 2017

Arising Out of PS. Case No.-236 Year-2015 Thana- Nawangar District- Buxar

Saddam Idarishi @ Saddam Hussain Son of Janat Indrishi resident of Village-
Barui Pahari, P.S.- Karahagar, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mohit Sriwastava

For the Opposite Party/s : Mr. D.P.Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 10-11-2017 Heard Sri Mohit Sriwastava, learned counsel for the
petitioner and Sri Damodar Prasad Tiwary, learned Addl. Public
Prosecutor.

This is the 3rd attempt for grant of bail. Earlier twice,
considering the seriousness of the accusation, the prayer for bail
of petitioner was rejected.

Learned counsel for the petitioner submits that despite
the fact that petitioner is in custody since 29-12-2015, till date,
trial has not commenced.

Earlier, by order dated 04-10-2017, a report was called
for from the court below, which has been received and kept at
flag 'A'. The report suggests that since one of the co-accused
namely Guddu @ Guddu Miya is in custody in another case and
lodged in Sasaram, the charge has not been framed and



immediately after his production, charges will be framed.
Meaning thereby that due to the reason that one of the accused is in another case and in custody in another jail, it is evident that charges could not be framed.

Considering the fact that on merit, twice prayer for bail of the petitioner was rejected, there is no reason to again entertain the same, which has been filed within six months from the date of earlier rejection of the bail petition.

The petition stands dismissed.

(Rakesh Kumar, J.)

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