

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14163 of 2018

Arising Out of PS. Case No.-256 Year-2015 Thana- PUPRI District- Sitamarhi

Mithilesh Kumar Paswan @ Mithilesh Paswan, S/o Chalitar Paswan @
Chalitar Kumar Paswan, resident of Village- Madhupur (Madhpur Mabbi),
P.S.- Darbhanga Sadar, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shiva Shankar Sharma

For the Opposite Party/s : Mr. Madhura Nand Jha, APP-162

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

ORAL ORDER

2 21-03-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner wants to renew his prayer of bail, which was
earlier rejected twice vide order dated 30.03.2016 and
03.05.2017 passed in Cr. Misc. Nos. 5258 of 2016 and 15040
of 2017 respectively, on the ground that the petitioner is in
custody since 17.10.2015, he has not been put on test
identification parade, the recovered mobile has also not been put
on test identification parade, co-accused Jitendra Ram has been
allowed bail, only two prosecution witnesses have been
examined and both have turned hostile and as such the petitioner
deserves sympathetic consideration.

Learned APP seriously opposes the prayer of bail by



submitting that from possession of the petitioner one looted mobile was recovered which is mentioned in paragraph 52 of the case diary.

In the facts and circumstances stated above, finding no good ground for reconsideration of the prayer of bail of the petitioner, again his such prayer stands rejected in S. Tr. No. 306 of 2016 arising out of Pupri P. S. Case No. 256 of 2015 pending in the court of learned F.T.C. II, Sitamarhi.

However, learned trial court is again directed to expedite the trial and conclude the same as early as possible, preferably within six months from the date of receipt/production of a copy of this order.

(Jitendra Mohan Sharma, J)

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