

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.26582 of 2018**

Arising Out of PS.Case No. -276 Year- 2015 Thana -FATUHA District- PATNA

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1. Birendra Prasad @ Birendra Prasad Yadav Son of Sri Ramanand Prasad  
@ Ramanand Rai Resident of Mohalla - Narayan, P.S. Fatuha, District -  
Patna.

.... .... Petitioner/s

Versus

1. The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Smt. Nirmla Kumari

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR**  
**SRIVASTAVA**  
ORAL ORDER

2      02-05-2018                      Heard learned counsel for the petitioner as well as  
learned Additional Public Prosecutor for the State.

Earlier, the prayer for bail of the petitioner was thrice  
rejected by this Court but again this bail petition has been filed on  
the ground that petitioner is in jail custody since 11.01.2016 but up  
till now his trial has not been concluded.

Considering the aforesaid facts as well as submission of  
the parties and also keeping in mind that petitioner is said to be  
main assailant and his trial has already commenced, again I am not  
inclined to release the petitioner on bail and, accordingly, his  
prayer for bail in connection with Fatuha P.S.Case No. 276 of  
2015, pending in the court of Additional Sessions Judge-VI, Patna



City stands rejected.

However, the trial court should conclude the trial of the petitioner within a period as mentioned by the trial court in the impugned order itself.

**(Hemant Kumar Srivastava, J)**

N.K/-

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