

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56970 of 2017

Arising Out of P.S.Case No. -154 Year- 2013 Thana -JAMUI District- JAMUI

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Satyawarat Bharti, Son of Sri Rajendra Prasad, Resident of Bangali Para
Jamtara Road, P.S.- Nirsa, District- Dhanbad

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance:

For the Petitioner/s : Mr. Satya Prakash Parasar

For the Opposite Party/s : Mr. Aditya Narayan Singh 1, APP

For the deceased's Father : Mr. Ram Vinay Pd. Singh (Sanjay), Advocate

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL ORDER

3 17-01-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking regular bail in
connection with Sessions Trial No.171 of 2016, arising out of
Jamui P.S. Case No.154 of 2013, registered for the offence
punishable under Section 302/34 of the Indian Penal Code.

The Presiding Officer has submitted the report that
Jail Superintendent, Mandal Kara, Jamui, has died and the
Investigating Officer, who is the main witnesses of the case, is
still to be examined.

In such view of the matter, this Court is not inclined
to grant bail to the petitioner. Accordingly, the prayer for bail is
rejected. However, this Court directs the Superintendent of Police,



Jamui, to ensure the production of Investigating Officer as a prosecution witness on the next appointed date of the trial. In failure of production, this Court would treat the same as contempt of the Court and will initiate a proceeding of contempt against Superintendent of Police, Jamui.

Let this order be communicated to the Superintendent of Police, Jamui.

After over of the prosecution witness, the petitioner will be given a chance to produce his defence witness.

(Shivaji Pandey, J)

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