

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62611 of 2018

Arising Out of PS.Case No. -10 Year- 2001 Thana -BHAGWAN BAZAR District- SARAN

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1. Gariban Bind @ Gariban Bin, Son of Late Sahani Bind, resident of
Village- Nabiganj, P.S.- Bhagwan Bazar, Dist.- Saran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. Sri Abhay Kumar Roy

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 31-10-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

Earlier the application of the petitioner for grant of
bail has been dismissed twice vide order dated 15.02.2017 passed
in Cr. Misc. No. 5145 of 2017 and vide order dated 28.02.2018
passed in Cr. Misc. No. 10554 of 2018 in connection with
Bhagwan Bazar P.S. Case No. 10/2001, registered for offences
punishable under Sections 302/34 of Indian Penal Code and the
allegation against the petitioner that he gave knife blow to the
deceased, resulting his death.

It has been submitted on behalf of the petitioner that he
has been in custody for five years and uptil now the trial has not
been concluded.



Earlier a report has been called for with regard to stage of trial, which has since been received, from which, it appears that the Trial Court has assured to conclude the trial within a period of two months.

Having heard both sides, considering the fact and circumstances of the case and the nature of allegation, I am not inclined to release the petitioner on bail, his application for regular bail is, accordingly, rejected.

However, the trial court is directed to concluded the trial within the aforesaid period of two months, from the date of receipt of copy of this order, even by conducting the trial on day to day basis.

(Vinod Kumar Sinha, J)

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