

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37354 of 2018

Arising Out of PS.Case No. -90 Year- 2014 Thana -GIRIYAK District- NALANDA
(BIHARSHARIFF)

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Mithilesh Prasad @ Tuntun, Son of Sheonandan Prasad, resident of Village-
Chorsua, P.S.- Giriak, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Ranjan Sinha, Advocate.

For the Opposite Party/s : Mr. Lalan Kumar. A.P.P

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR
SINGH**

ORAL ORDER

5 19-09-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with
Sessions Trial No. 06 of 2015 arising out of Giriak P.S. Case No.
90 of 2014 registered under Sections 323, 324, 326, 341, 307 and
302 of the Indian Penal Code. His application for bail was earlier
rejected by this Court vide order dated 12.11.2014 passed in Cr.
Misc. No. 40637 of 2014.

It has been contended by the learned counsel for the
petitioner that though the petitioner is in custody since
22.04.2014, the trial has not been completed and there is no
likelihood of conclusion of the trial in near future.



A report was called for from the trial court, vide order dated 05.09.2018, pursuant to which the learned Additional District & Sessions Judge-III, Nalanda at Biharsharif has submitted his report dated 12th of September 2018 from which it would reflect that out of 15 witnesses, 14 have already been examined.

Regard being had to the advance stage of the trial and the reasons assigned in the order dated 12.11.2014 passed in Cr. Misc. No. 40637 of 2014, I am not inclined to grant bail to the petitioner. The prayer for bail is rejected. The trial court is directed to take all necessary steps to conclude the trial as early as possible.

Let a copy of the order be also sent to the Superintendent of police, Nalanda at Biharsharif, who shall take steps to produce the Investigating Officer of the case as a witness without any delay.

(Ashwani Kumar Singh, J)

Pradeep/Sneha

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