

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56450 of 2018

Arising Out of PS.Case No. -70 Year- 2011 Thana -LAUKAHI District- MADHUBANI

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1. Abhiram Yadav, S/o Sri Kaleshwar Yadav, Resident of Village-
Tengraha, P.S.-Bheja, District-Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashank Shekhar

For the Opposite Party/s : Mr. Sri Akhileshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 26-09-2018 Heard the parties.

Petitioner seeks bail in S.Tr.No.303 of 2017 arising out
of Laukahi P.S. Case No.70 of 2011 for the offence under
Sections 302/34/120(B) of I.P.C.

Learned counsel for the petitioner submits that the
prayer for bail of the petitioner has already been refused twice
lastly on 21.06.2017 vide Cr.Misc.No.6836 of 2017 with direction
to the Additional Chief Judicial Magistrate-III, Jhanjharpur, to
commit the case of the petitioner in accordance with law to the
court of Session without further delay and the Sessions Judge will
take steps so that trial of the petitioner may be concluded within
one year. The case while committing to the court of Sessions was
numbered as S.Tr.No.303/17 but charge has been framed on



18.07.2018.

The report regarding stage of the trial called earlier has been received through Letter No.120 dated 17.09.2018 which shows that uptill now not a single witness has been examined while 9 witnesses have been sited in the charge sheet and expected time in conclusion of the trial would be one year.

Under such circumstances, since prayer for bail of the petitioner has already been rejected twice, I find no reason to reconsider the prayer for bail of the petitioner. The prayer for bail is again rejected.

However, the learned Additional Sessions Judge –VI, Madhubani, is directed to conclude the trial of the petitioner within 8 months by taking all effective steps to secure attendance of the witnesses and, if the trial is not concluded within the stipulated period, the petitioner will be at liberty to renew his prayer for bail.

This application is, accordingly, disposed of.

(Rajendra Kumar Mishra, J)

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