

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60964 of 2018

Arising Out of PS. Case No.-755 Year-2014 Thana- KHAJANCHI HAT District- Purnia

Kanhayia Sharma @ Rajiv Sharma, S/o Late Fand Lal Sharma, Resident of
Village- Dhobia Tola, P.S.- K. Hat (Madhubani), Distt.- Purnea.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Mallick

For the Opposite Party/s : Mr. Sri Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 19-11-2018 Heard learned counsel for the petitioner and the
State.

The petitioner seeks bail in K. Hat P.S. Case No.
755 of 2014 instituted for the offence under Sections 379,
364A, 364, 120B of the Indian Penal Code. Subsequently,
Section 302 and 411 of the Indian Penal Code was added.

Prayer for bail of the petitioner was thrice rejected
by coordinate Bench of this Court vide orders dated
07.02.2018, 9.3.2016 and 9.11.2016 passed in Cr. Misc. 1981
of 2018, 647 of 2016 and 47154 of 2016 respectively. The Trial
Court was directed to conclude the trial within a period of four
months by order dated 7.2.2018 passed in Cr. Misc. 1981 of
2018.

Counsel for the petitioner submits that petitioner is



in custody since 27.11.2014

Report was called for from the court below which has been received. From the report it appears that trial has not been concluded. The five witnesses have been examined.

As such, the trial court has not complied the earlier order of this Court.

This Court is not inclined to grant bail to the petitioner. Prayer for bail of the petitioner stands rejected at this stage.

The court below is directed to expedite the trial and conclude the same within a period of six months from the date of receipt of this order.

It is to be noted that trial court has not complied earlier order of this Court passed in Cr. Misc. 1981 of 2018 dated 7.2.2018 which is contempt of Court. It is made clear that in the event the trial is not concluded as per direction made above, serious view will be taken against the trial court.

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(Sanjay Priya, J)

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