

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9486 of 2019

Arising Out of PS. Case No.-132 Year-2017 Thana- SAUR BAZAR District- Saharsa

Md. Ishlam Mian @ Md. Ishlam @ Ishlam Mian, Male, aged about 47 years,
Son of Karim Mian Resident of village- Itahari, Police Station- Sour Bazar,
District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shekhar Kumar Singh, Adv.

For the Opposite Party/s : Mr. Akhileshwar Dayal (APP)

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

4 06-09-2019 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner in the present case is seeking Regular Bail in
connection with Sour Bazar P.S. Case No.132 of 2017 registered for
the offence under Sections 147, 148, 149 and 302 of the Indian Penal
Code, pending in the court of learned Fast Track Court, Saharsa, vide
S.T. No. 06/2018.

The prosecution case in short is that the petitioner along
with 11 other co-accused persons assaulted the brother of the
informant with bricks and stones as a result of which his brother
sustained injury and fell down. The specific allegation against the
petitioner is that he has assaulted the brother of the informant by
bricks causing injury.

Learned A.P.P. for the State has opposed the prayer for



regular bail of the petitioner.

This court has earlier rejected the prayer for regular bail of the petitioner taking note of the specific allegations made against him. The court has called for a report with respect to the present stage of the session trial and the time likely to be taken in conclusion thereof. The report is available at Flag ‘A’ from which it appears that the trial is likely to be concluded within three months positively.

In the aforesaid view of the matter, this court finds no reason to enlarge the petitioner on regular bail at this stage when the trial is going to be concluded very soon.

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(Rajeev Ranjan Prasad, J)

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