

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72345 of 2018

Arising Out of PS. Case No.-159 Year-2008 Thana- GOGRI District- Khagaria

Md. Ameen @ Md. Amin S/o late Sanif Resident of Village- Gogari Mirkhana
Ward No. 6, P.S. Gogari, District- Khagaria.

... .. 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 Ashok Kumar Singh 1

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

6 09-04-2019 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case registered under Sections
323, 503, 367, 372, 376, 495, 498, 302 of the Indian Penal Code.

The prosecution case, in brief, is that the accused persons took
the victim to Panipat where she was got involved in flesh trade and
after return, she found her mother dead.

It has been submitted on behalf of the petitioner that the
petitioners have got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The petitioner
is in custody since 05-03-2018. It is submitted that no specific
allegation has been made against the petitioner. It has further been
submitted that no offence under Section 302 of the Indian Penal Code
is made out. There is no eye witness to the alleged occurrence.

On behalf of the State, it is submitted that the petitioner is
named in the FIR. The trial is going on. The informant in her
deposition has named the petitioner.



A report was called for from the court below regarding stage of the trial. It has been reported by court below that five prosecution witnesses have already been examined and the trial is likely to be concluded within a period of six months.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner in connection with Gogari P.S. Case No. 159 of 2008 is rejected.

Learned court below is directed to conclude the trial preferably within a period of six months from the date of receipt/production of copy of this order.

The District Magistrate, Khagaria and the Superintendent of Police, Khagaria are directed to ensure that the prosecution witnesses are produced in the court on the date fixed in the case, so that the trial could be concluded within the stipulated period.

Let a copy of this order be sent to the District Magistrate, Khagaria and the Superintendent of Police, Khagaria for needful.

(Sudhir Singh, J)

A.K.V.//-

U		T	
---	--	---	--

