

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.24620 of 2019**

Arising Out of PS. Case No.-130 Year-1998 Thana- MAIRWAN District- Siwan

Shio Prasad Chaudhari @ Shiv Prasad Chaudhary S/o Late Zalu Yadav @  
Jhalu Chaudhary R/o village- Imlauli, Kabirpur, P.S.- Mairwa, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Bijay Prakash Singh  
For the Opposite Party/s : Mr. Md. Mushtaque Alam

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR  
SRIVASTAVA**

ORAL ORDER

2      18-04-2019                      Heard learned counsel for the petitioner as well as  
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the  
offences punishable under Sections 216(A) of the Indian Penal  
Code.

Petitioner has misused the privilege of bail for more  
than 18 years and due to his none co-operation, the case of the  
year 1998 is still pending.

Regard being had to the facts and circumstances as  
well as submissions of the parties, I am not inclined to release  
the petitioner on bail and, accordingly, his prayer for bail in  
connection with Mairwa P.S.Case No. 130 of 1998, pending in  
the court of learned Additional Chief Judicial Magistrate, Siwan



stands rejected

However, the learned trial court is directed to expedite the trial of the petitioner and try to conclude the same as early as possible, preferably, within six months from the date of receipt/production of a copy of this order. It is also made clear that if the trial of the petitioner is not concluded within the above stated period of six months, the petitioner may renew his prayer for bail before the trial court itself.

**(Hemant Kumar Srivastava, J)**

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