

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50731 of 2018

Arising Out of PS. Case No.-1 Year-2017 Thana- SIMULTALLA District- Jamui

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JASBANT KHAIRA @ JASWANT KHAIRA @ YUMANT KUMAR
BHUGTA Son of Late Lakhan Khaira @ Lakhan Bhugta, Resident of Village-
Bangama, P.S. Belhar, District Banka.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar, Advocate

For the Opposite Party/s : Mr.Sri Jagdhar Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

10 18-10-2019 Heard learned counsel for the petitioner and learned
APP representing the State.

Earlier prayer for bail of the petitioner has been
rejected vide order dated 05.02.2018 passed in Cr. Misc. No.
4977 of 2018 in connection with Simultalla P.S. Case No. 01 of
2017.

Learned counsel for the petitioner submits that out of
12 chargesheet witnesses, 7 have deposed till now before the
trial court, however, those witnesses have not implicated this
petitioner.

Learned counsel for the State submits that at this stage
when the trial is likely to be concluded very soon, only five
witnesses have remained to be examined, if the petitioner is
released, in the nature of the case, there is every probability that



the witnesses may be threatened and the trial of the case may affect.

Considering the facts and circumstances of the case, this Court is of the opinion that since 7 witnesses have already been examined in the trial and the trial is at fag end, there are possibilities that if the petitioner is released on bail then witnesses may be threatened as the petitioner has also got criminal antecedent, it would not be just and proper to release the petitioner on bail.

The trial court is directed to conclude the trial within next three months. The prosecution shall produce all the witnesses without seeking any further adjournment.

This application stands disposed of with the aforesaid observations and directions.

(Rajeev Ranjan Prasad, J)

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