

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58356 of 2018

Arising Out of PS. Case No.-55 Year-2013 Thana- ANDHRAMATH District- Madhubani

Rambabu Sah son of Dashrath Sah resident of village - Hariraha, P.S.
Andharamath, District - Madhubani.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Amar Nath Yadav

For the Opposite Party/s : Mr. Nityanand

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 02-01-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with
Andhramath P.S. Case No. 55 of 2013, registered under Section 302
of Indian Penal, pending in the Court of Addl. Sessions Judge-VI,
Madhubani.

Learned counsel for the petitioner submits that,
admittedly, the prayer for bail of the petitioner was refused thrice
lastly on 14.03.2018 with direction to trial Court to conclude the
trial of the petitioner by taking all effective steps for appearance of
the prosecution witnesses, but in spite of passing of nine months the
trial of the petitioner has not been concluded as yet. The petitioner is
in custody since 19.07.2014.

The report, as called for, has been received from the
Court of Addl. Sessions Judge-VI, Madhubani, which indicates that



out of 7 Chargesheet witnesses, six witnesses have already been examined and he expected that the trial would be completed within seven month.

Having considered the facts and circumstances of the case and considering the nature of allegation against the petitioner, I am not inclined to enlarge the petitioner on bail. Accordingly, prayer of the petitioner for bail is again rejected. However, the Addl. Sessions Judge-VI, Madhubani, is directed to conclude the trial of the petitioner within eight months by taking all effective steps, if the trial of the petitioner is not concluded within the aforesaid period, the petitioner would be at liberty to renew his prayer for bail.

(Rajendra Kumar Mishra, J)

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