

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27003 of 2020

Arising Out of PS. Case No.-182 Year-2018 Thana- MAHESHKHUNT District- Khagaria
=====

AMZAD NADAF Son of Late Akhtar Nadaf Resident of Village - Rohari,
P.S. - Maheshkhunt, District - Khagaria.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Ranjeet Kumar Singh

For the Opposite Party/s : Mr. Umanath Mishra

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 07-12-2020 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner seeks bail in connection with

Sessions Trial No. 69/2019 arising out of Maheshkhunt

P.S. Case No. 182/2018, G.R. No. 3529/2018 instituted

for the offences under Section 304(B) of the Indian Penal

Code.

The petitioner is the husband of the deceased

and is in custody since 16.12.2018

The prayer for bail of the petitioner was earlier



rejected by a Bench of this Court vide order dated 11.07.2019 passed in Cr. Misc. No. 27194 of 2019 but with an observation that the trial be expedited and concluded preferably within a period of nine months from the date of receipt of that order.

It has been submitted on behalf of the petitioner that till date no witness has been examined in the trial.

This is a rather unfortunate situation.

However, considering that Covid -19 Pandemic has caused disturbance in early disposal of cases, this Court directs that the trial ought to be concluded within a period of nine months from the date of receipt / production of a copy of this order.

In case the trial is not concluded within the aforesaid period, the petitioner would be at liberty to renew his prayer for bail before the Trial Court and in that event, the Trial Court would be under an obligation to record the reason for tardy progress of the Trial and while disposing of the bail petition, the Trial Court shall consider the period of custody of the petitioner.



The petition stands disposed of with the aforesaid
observation.

(Ashutosh Kumar, J)

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