

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30710 of 2019**

Arising Out of PS. Case No.-206 Year-2015 Thana- BARHIYA District- Lakhisarai

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SETHI SINGH @ RUPAK SINGH Son of Vijay Shankar Singh @ Vijay Shankar @ Shankar Singh Resident of Village - Jaitpur, P.S.- Barahaiya, Dist.- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Sanjay Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER**

6 19-02-2020 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under Section
302/34 of the Indian Penal Code and 27 of the Arms Act.

Earlier prayer for bail of the petitioner was rejected vide
Annexure-1 to the present application taking into account that
the petitioner is the assailant. This is the fourth attempt of the
petitioner for grant of bail.

It has been submitted on behalf of the petitioner that
there is no allegation of tampering of witnesses alleged against
the petitioner. The petitioner is in custody since 22-01-2016.

On behalf of the State, it is submitted that the petitioner is
named in the Complaint Case/F.I.R.



A report was called for from the court below which has been received. From perusal of the report, it appears that out of 18 charge sheeted witnesses, two witnesses have already been examined.

Counsel for the informant is also present. It has been submitted by counsel for the informant that he undertakes that if, short adjournments are given in the case, he will produce the prosecution witnesses on each and every date fixed in the case.

Considering the facts and circumstances of the case, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner in connection with Sessions Trial No. 81 of 2018 arising out of Barahiya P.S. Case No. 206 of 2015 is rejected.

Learned trial court is directed to give short adjournments in the case. It is further directed to expedite the trial and conclude the same preferably, within a period of six months from the date of receipt/production of copy of this order.

The District Magistrate and the Superintendent of Police, Lakhisarai are directed to ensure the production of prosecution witnesses on the date fixed by the trial court, so that trial could be concluded within the stipulated period of six months.



Let a copy of the order be communicated to the
District Magistrate and the Superintendent of Police, Lakhisarai
for needful.

(Sudhir Singh, J)

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