

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16767 of 2021**

Arising Out of PS. Case No.-96 Year-1998 Thana- UDWANTNAGAR District- Bhojpur

Yadha Musahar @ Yoddha Musahar, S/o Ganesh Musahar, Resident of Vill-
Chhotaki Sasarm, P.S.- Udwantnagar, Dist- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Ranjan Pd. Singh, Advocate
For the Opposite Party/s : Mr. Zainul Abedin, APP

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 22-10-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through virtual court
proceedings.

Petitioner seeks bail in Udwantnagar P.S. Case No.96
of 1998, registered for the offences punishable under Sections
302, 323 and 34 of the Indian Penal Code.

Allegation against the petitioner is that the petitioner
along with his father assaulted the husband of the informant
with *danda* and *lathi* on different parts of his body and due to
assault, the husband of the informant died.

By order dated 14.07.2021, report was called for in
the present case regarding the stage of trial and the time likely to
be taken in conclusion of the trial. From perusal of the report at
Flag 'A' sent by learned Additional District & Sessions Judge-



XI, Bhojpur, Ara, it appears that four witnesses including the informant have been examined, but due to COVID-19 guidelines, other witnesses could not be examined. It is also reported that the record shall be disposed of within six months when normal proceeding in court resumes.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of the petitioner is rejected.

However, the learned trial court is directed to conclude the trial within a period of six months.

The Superintendent of Police, Bhojpur, Ara shall ensure the production of the witnesses in the trial court on the date fixed by the learned court below.

(Anjani Kumar Sharan, J.)

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