

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26974 of 2021

Arising Out of PS. Case No.-663 Year-2018 Thana- RUNISAIDPUR District- Sitamarhi

BAIJNATH PURVEY, Son of Ram Chandra Purvey, Resident of Village -
Madhaul Sane, P.S. - Runnisaidpur, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 52300 of 2021

Arising Out of PS. Case No.-663 Year-2018 Thana- RUNISAIDPUR District- Sitamarhi

AMARNATH KUMAR @ CHUNNU SINGH, S/o SHYAM SINGH, R/o
VILLAGE - MADHAUL SANI, P.S - RUNNISAIDPUR, DISTRICT -
SITAMARHI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 26974 of 2021)

For the Petitioner/s : Sri P.K. Shahi, Sr. Advocate
Mr. Hans Lal Kumar, Advocate

For the Opposite Party/s : Mr. A.P.P.

(In CRIMINAL MISCELLANEOUS No. 52300 of 2021)

For the Petitioner/s : Mr. Ganesh Prasad Singh, Advocate
For the Opposite Party/s : Mr. A.P.P.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

5 27-10-2021 Heard learned counsel for the petitioners and learned APP
for the State.

Petitioners seek bail in a case registered for the offences
punishable under Sections 302, 307/34 of the Indian Penal Code and
Section 27 of the Arms Act.

In the past, prayer for bail was refused to the petitioners as
the petitioners were allegedly assailants of two deceased. Prayer has
been renewed on the ground of detention of the petitioners since
04.11.2018 and non-conclusion of the trial.



The report of the learned Trial Judge dated 04.10.2021 would reveal that the trial is at the verge of conclusion as two official witnesses i.e. the Investigating Officer and the Doctor are to be examined.

Learned Trial Judge is directed to conclude the trial of the case within three months of the receipt of a copy of this order provided the accused persons fully cooperate thereat.

The Superintendent of Police, Sitamarhi is directed to ensure production of witnesses in Sessions Trial No. 419 of 2019 pending before the Court of learned Additional Sessions Judge-VIII, Sitamarhi arising out of Runnisaipur P.S. Case No. 663 of 2018.

With the aforesaid observation, prayer for bail is refused for the present.

If the trial is not concluded within the aforesaid period, the Superintendent of Police, Sitamarhi shall ensure explanation for non-production of the remaining and official witnesses and the petitioners would be at liberty to renew their prayer before the learned court below itself.

(Birendra Kumar, J)

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