

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2862 of 2021

Arising Out of PS. Case No.-264 Year-2018 Thana- KUSHESHWARASTHAN District-
Darbhanga

=====

GANESH PODDAR Son of Ramchandra Poddar Resident of Village - Jhajha,
P.S. - Kusheshwarasthan, District - Darbhanga.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

=====

Appearance :

For the Appellant/s	:	Mr. D.K.Sinha, Sr. Advocate Mr. Girish Chandra Jha, Advocate Mr. Ashish, Advocate
For the Respondent/s	:	Mr. Binay Krishna, Spl. P.P.

=====

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 17-11-2021 Heard learned senior counsel for the appellant and
learned Special P.P. for the State.

The instant appeal has been preferred by the sole
appellant praying for bail in a case registered under section 307
and other sections of the Indian Penal Code, section 3 (1) (r) (s)
of the S.C. and S.T. (Prevention of Atrocities) Act and section
27 of the Arms Act.

As per the prosecution case, the appellant is stated to
have resorted to firing hitting the informant in his chest
(wrongly mentioned as ‘head’ in the order dated 14.12.2020).

It is submitted by learned senior counsel appearing for
the appellant that the earlier application for bail of the appellant
was rejected vide order dated 14.12.2020 (Annexure-1). In spite



of the appellant having surrendered and being in custody since 21.1.2020, there is no progress in the trial in the learned trial court and no chance of the trial concluding in the near future. The appellant has remained in custody for over 1 year 9 months.

The appeal is opposed by learned Special P.P. appearing for the State.

Having heard learned counsel for the parties and taking into consideration the specific allegation against the appellant of having fired and having hit the informant in his chest, the Court is not inclined to allow the instant appeal and the same is rejected.

Learned trial court is directed to expedite the trial.

Liberty is granted to the appellant to renew his prayer for bail in case there is no substantial progress in the trial within a period of six months.

(Partha Sarthy, J)

Saurabh/-

U		T	
---	--	---	--

