

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30519 of 2020

Arising Out of PS. Case No.-101 Year-2018 Thana- SIMRI District- Buxar

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SANTOSH ROY, Son of Hirday Narayan Roy, Resident of Village-
Manikpur, P.S.- Simari (T.R.H.O.P.), District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Neeraj Kumar alias Sanidh, Advocate
For the Opposite Party/s : Mr. Ram Naresh Ray, APP

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 07-04-2021 Petitioner seeks bail in a case registered for the

offence punishable under Sections 147, 148, 149, 114, 302, 504,
307 of the Indian Penal Code and Section 27 of the Arms Act.

Allegation against the petitioner is of firing upon
Sunil Pandey nephew of informant which hit on his neck, as a
result of which, he died on the spot.

Earlier also, petitioner had moved this Court for grant
of regular bail which was rejected vide Annexure 1 with a
direction to the trial court to expedite the trial and conclude the
same within a period of one year.



Vide order dated 10.02.2021, report was called for from the court concerned as with regard to the stage of trial.

Report of the trial court has been received, which is kept at Flag X, extract of which is reproduced hereinbelow:-

महोदय,

उपरोक्त विषय के संबंध में निवेदन पूर्वक कहना है कि समरी (टी. आर.एच.ओपी) थाना काण्ड संख्या-101/2018 विद्वान जिला एवं सत्र न्यायाधीश बक्सर के मिसलेनियस आदेश संख्या-180/2020 से दिनांक 12.11.2020 को विद्वान अपर जिला एवं सत्र न्यायाधीश सप्तम के न्यायालय से स्थानांतरित होकर मेरे न्यायालय में प्राप्त हुआ है। उक्त वाद में अभियोजन के तर्फ से कुल चार साक्षियों का साक्ष्य कराया गया है, शेष अपरिक्षीत साक्षियों को साक्ष्य हेतु दिनांक 23.01.2021 को जमानतिय अधिसूत्र निर्गत किए जाने का आदेश कार्यालय को दिया गया है। वर्तमान समय में यह अमिलेख अभियोजन साक्ष्य हेतु लंबित है। अमिलेख में साक्ष्य हेतु अगली तिथि 04.03.2021 नियत है।

अतः उक्त प्रतिवेदन को माननीय न्यायालय के समक्ष प्रस्तुत करने की कृपा करें।

विश्वासभाजन

In view of the above, considering the aforesaid facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Hence, the prayer for bail of the petitioner is hereby rejected.

However, the trial court is directed to expedite the trial of the petitioner and conclude the same within a period of



one year from the date of receipt/production of a copy of this
order.

(S. Kumar, J)

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