

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40941 of 2020

Arising Out of PS. Case No.-98 Year-2017 Thana- BAKHARI District- Begusarai

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MANOJ TANTI @ MANOJ KUMAR TANTI S/o Arjun Tanti Resident of
Village- Parihara, P.S.- Bakhri, Distt- Begusarai.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Apurva Kumar, Adv. Mr. Kamendra Pd. Singh, Advocate
For the Opposite Party/s :		Mr. Parmanand Kumar, APP
For the Informant	:	Mr. Ravi Ranjan, Advocate

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 26-07-2021 Heard learned counsel for the petitioner, learned A.P.P.

for the State and learned counsel for the informant through video
conferencing.

The petitioner has renewed his prayer for bail in
connection with Sessions Trial no. 458 of 2017 (arising out of
Bakhari P.S. Case no. 98 of 2017) registered under section 302 and
other sections of the Indian Penal Code.

As per allegation in the F.I.R., there is direct allegation
against the petitioner of having caused fire arm injury with one
another on the chest of brother of the informant leading to his death
on the spot.

It is submitted by learned counsel for the petitioner that
inspite of charge having been framed on 23.5.2019, the petitioner



being in custody since 1.6.2017 i.e. for more than four years, although by order dated 15.8.2019 a direction was given by this Court to expedite the trial and to conclude the same within nine months, the trial still continues to remain pending. There is no chance of the trial concluding in the near future because of Covid-19 pandemic.

The application for bail is opposed by learned A.P.P. for the State and learned counsel for the informant who submits that the examination of prosecution witnesses has ended and the trial is near conclusion.

As per the report received contained in letter dated 6.4.2021, all prosecution witnesses have been examined and the next date is fixed for recording of statement under section 313 Cr.P.C. of accused persons.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Learned trial Court is directed to conclude the trial expeditiously preferably within a period of four months from the date of receipt of a copy of this order.

(Partha Sarthy, J)

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