

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64269 of 2021

Arising Out of PS. Case No.-180 Year-2019 Thana- RAMPUR District- Gaya

CHINTU KUMAR @ MANTU KUMAR S/o Baran Das @ Badan Das R/o
village- Chakand, P.S.- Chakand, District- Gaya ... Petitioner
Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Satish Kumar, Adv.
For the Opposite Party : Mr. Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 22-12-2021 Heard Mr. Satish Kumar, learned Advocate for the

petitioners and Mr. Sanjay Kumar Tiwary, learned Additional

Public Prosecutor for the State.

The petitioner seeks bail during the pendency of trial.

His prayer for bail was earlier rejected by an order dated
19.03.2020 passed in Cr. Misc. No. 79129 of 2019.

Learned counsel for the petitioner has submitted that

all the witnesses who have been examined upto now in the trial

have gone hostile and there is no possibility of conviction of the

petitioner.

Under the aforesaid circumstances, he has prayed that

he be directed to be released on bail during the pendency of the

trial.

For the reason of the nature of accusation against him,

I am not inclined to release the petitioner on bail during the



pendency of trial.

If all the witnesses have been examined and they have not supported the prosecution version, the law will take its own course.

This Court can only direct the trial Court to conclude the trial positively within a period of three months, failing which it would be open for the petitioner to approach the trial Court for grant of bail. In that event the trial Court would be required to state the reasons for non-conclusion of the trial even when most of the witnesses till date have been examined and have not supported the prosecution version.

(Ashutosh Kumar, J)

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