

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40865 of 2021**

Arising Out of PS. Case No.-407 Year-2012 Thana- CIVIL LINE District- Gaya

BARRA @ AFAZAL S/O NAZAM RIKSHAWAWALA @ MD. NAZAM
RESIDENT OF MOHALLA-MARUFGANJ BANIYA POKHAR, PS-CIVIL
LINE, DISTRICT-GAYA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 42203 of 2021

Arising Out of PS. Case No.-407 Year-2012 Thana- CIVIL LINE District- Gaya

SALO MISTRY @ SALAUDDIN ANSARI S/O LATE GULJAR MISTRY
RESIDENT OF MOHALLA- MARUFGANJ BANIYA POKHAR, P.S-
CIVIL LINE, DISTRICT-GAYA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 40865 of 2021)

For the Petitioner/s : Mr.Ajay Kumar Sinha

For the Opposite Party/s : Mr.Shailendra Kumar

(In CRIMINAL MISCELLANEOUS No. 42203 of 2021)

For the Petitioner/s : Mr.Ajay Kumar Sinha

For the Opposite Party/s : Mr.Shailendra Kumar

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER**

4 07-02-2022 Heard the parties through video conferencing.

Both the aforesaid applications arise out of Civil Line
P.S. Case No. 407 of 2012 registered for the offence punishable
under Sections 302/34 of Indian Penal Code. Therefore, both
the aforesaid applications have been heard together and are
being disposed of by this common order.

The petitioners seek bail in connection with Civil Line



P.S. Case No. 407 of 2012 registered for the offence punishable under Sections 302/34 of Indian Penal Code, pending in the Court of learned Chief Judicial Magistrate, Gaya.

Learned counsel appearing on behalf of petitioners submits that two co-accused, namely, Md. Chand and Chhotu @ Anda have already been acquitted by the trial Court.

Considering the progress in the trial, the prosecution may be directed to produce the petitioner before the trial for expeditious trial of the petitioner to this the learned A.P.P. for the State has no objection, I am not inclined to release the petitioner on bail, at this stage. Accordingly, the prayer for bail of the petitioners is rejected.

It is expected of the Court below to conclude the trial expeditiously, preferably within a period of nine months.

If the petitioner so advised may renew his prayer for bail after nine months, if no substantial progress takes place in the trial.

(Purnendu Singh, J)

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