

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38969 of 2022

Arising Out of PS. Case No.-23 Year-2005 Thana- ADHAOURA District- Kaimur (Bhabua)

PIYUSH VISHWAKRMA @ PIYUSH KUSHWAHA Son of Ram Naresh
Kushwaha Resident of Village - Marufpur, P.s.- Baluwa, Distt.- Chandauli
(U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tribhuwan Narayan, Advocate

For the Opposite Party/s : Mr.Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 30-09-2022 Heard learned counsel for the petitioner and the
learned APP for the State through virtual mode in view of
COVID-19.

Let the defect(s) be removed within four weeks of the
complete start of the physical Court in normal course.

The petitioner is in judicial custody in connection
with Adhoura P.S. Case No.23 of 2005 instituted under Sections
216 IPC and 17 CLA Act.

As per the prosecution story, the informant got
information that notorious naxal people have come to the doctor
for treatment of their friend and when the police approached
them, they tried to escape but one Md. Azhar Ali was
apprehended who disclosed the name of the escaped person as
Piyush Kushwaha. Accordingly the FIR was lodged.



From the averment, it shows that the matter is of the year 2005 and it was only on 19.11.2021 that the petitioner finally chose to walk into judicial custody.

Considering the aforesaid attitude of the petitioner coupled with the allegation that has come against him, this Court is not inclined to grant any relief and the bail application is rejected.

As the matter is of the year 2005, the Trial court is directed to expedite the trial and conclude the same preferably within a period of nine months.

(Rajiv Roy, J)

Prakash Narayan /-

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