

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (SJ) No.145 of 2023**

Arising Out of PS. Case No.-534 Year-2020 Thana- ALAMGANJ District- Patna

Shourya @ Shaurya Kumar @ Nihal Kumar @ Nihal

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

**Appearance :**

|                      |   |                                 |
|----------------------|---|---------------------------------|
| For the Appellant/s  | : | Mr. Pramod Kumar, Advocate      |
| For the Respondent/s | : | Mr. Sadanand Paswan, Spl.PP     |
| For the Informant    | : | Mr. Manish Kumar No.2, Advocate |

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**  
**ORAL ORDER**

3      08-02-2023                      Heard learned counsel appearing on behalf of parties.

The present second bail petition preferred by appellant after rejection of earlier bail petition vide order dated 11.08.2022 as passed in Cr. Appeal (SJ) No. 4170 of 2021.

It is submitted by learned counsel for the appellant that the present appeal being preferred mainly upon two grounds; firstly, the trial, as directed, was not concluded within prescribed time period as mentioned in proviso to section 14(3)



of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, which ought to be completed within two months from the date of filing of the charge-sheet and secondly, that the petitioner is in custody since 12.08.2021.

Learned Spl. PP for the State duly assisted by Mr. Manish Kumar, learned counsel appearing on behalf of informant, while opposing the prayer for bail, submitted that examination of witnesses and evidence in this case has already been concluded and now the case is fixed for recording of statement of appellant/accused u/S 313 of the Criminal Procedure Code (Cr.P.C).

Earlier, vide order dated 11.01.2023, a report regarding the stage of trial of the present case was called for from the court of learned Additional District and Sessions Judge-III-cum-Spl. Judge, SC/ST Act, Patna and in compliance of the aforesaid order, vide letter No.09 of 2023, dated 6<sup>th</sup> February, 2023, a report has been received from the Exclusive Special Court (SC/ST Act), Patna, where it appears that the matter is being taken up on day-to-day basis and trial is likely to conclude within stipulated time period as directed in Cr. Appeal (SJ) No.4170 of 2021.

Considering the submissions as advanced above, as



trial in this case is at its fag end, the prayer for bail of appellant  
is rejected herewith.

Sanjit/-  
S.Tripathi/-

**(Chandra Shekhar Jha, J.)**

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