

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33767 of 2023

Arising Out of PS. Case No.-96 Year-2018 Thana- SAHAJITPUR District- Saran

Amish Kumar Son Of Late Upendra Ray Village Raipur Bujurg Ps
Sarairanjan District Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Rama Kant Sharma, Sr. Advocate
		Mr. Santosh Kumar Pandey, Advocate
For the Opposite Party/s	:	Mr.Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 15-09-2023 1. Heard learned counsel for the petitioner and the
State.

2. The petitioner seeks bail in Sessions Trial No. 439
of 2019 (CIS No. 439 of 2019), arising out of Sahajitpur P.S.
Case No. 96 of 2018 registered for the offence under Section-
396 of the Indian Penal Code and Sections 25(1-a)b/27 of the
Arms Act.

3. Earlier prayer for bail of the petitioner was rejected
vide Annexure-1 to the present application taking into account
that the case relates to an offence of Dacoity-cum murder and
the petitioner was apprehended on the spot with arms.

4. A report was called for from the trial court.

5. It has been reported that out of ten prosecution
witnesses, five prosecution witnesses have already been
examined and the trial is likely to be concluded within a period
of three months.

6. Considering the nature of accusation and stage of



the case, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner is rejected.

7. The trial court is directed to take all necessary steps to conclude the trial as early as possible, preferably within a period of three months from the date of receipt/production of copy of this order. If necessary, the case may be taken on day to day basis.

8. The District Magistrate and the Superintendent of Police, Saran at Chapra are directed to produce the prosecution witnesses on the date fixed by the trial court so that the trial could be concluded within the stipulated period of three months.

9. On 03.02.2021 also, a direction was issued to the District Magistrate and the Superintendent of Police, Saran at Chapra for getting the witnesses produced in the Court. It is expected that the prosecution will take all necessary steps to ensure the production of the witnesses in the Court.

10. Let a copy of this order be communicated to the District Magistrate and the Superintendent of Police, Saran at Chapra for needful.

(Sudhir Singh, J)

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