

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39798 of 2024

Arising Out of PS. Case No.-71 Year-2020 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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Md. Sarfaraz Alam @Md. Sarfaraz Ahmad S/O Late Sirajuddin @Serajuddin
RESIDENT OF VILLAGE CHARIHARI (CHARYARI) P.S. SHEIKHPURA
DISTRICT SHEIKHPURA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pratik Mishra, Adv

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 31-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The prayer for the bail of the petitioner in connection with Sheikhopur Sarai P.S. Case No. 71 of 2020 has earlier been rejected vide order dated 22.02.2023 passed in Cr. Misc. No. 61116 of 2022 with liberty to the petitioner that he may renew his prayer for after one year from the date of framing of charge.

3. Counsel for the petitioner submits that charge has been framed on 16.05.2023 and one year has been lapsed.

4. Counsel for the State opposes the prayer for bail and submits that it is the case of Section 302 in which charge has been framed and on earlier occasion vide order dated



30.05.2024 present stage of the case has been called for.

5. Upon perusal of the Report received from the Trial Court, It appears that evidence of all prosecution witnesses has been completed, additional statement of accused under section 313 of the Cr.P.C. has been recorded, but subsequently, recall petition of PW-3 and PW-9 has been filed under Section 311 of the Cr.P.C., thereafter, again recall petition has been filed which was subsequently recalled and the case was fixed for additional statement under Section 313 of Cr.P.C. and trial is likely to be concluded within a period of three months.

5. In the aforesaid background, this Court is not inclined to enlarge the petitioner on bail.

6. Accordingly, the bail application of the petitioner is hereby rejected and Trial Court is directed to expedite the trial preferably within four months.

(Dr. Anshuman, J)

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