

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50808 of 2024

Arising Out of PS. Case No.-6 Year-2020 Thana- MORKAHI District- Khagaria

Shatrughan Mandal Son of Late Awadh Mandal R/O Vill.- Balaur, P.S.-
Morakahi, Dist.- Khagaria Petitioner/s

Versus

The State Of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rama Kant Sharma, Sr. Advocate

Mr. Indrajit Kumar, Adv.

For the Opposite Party/s : Mr. J.K. Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

3 20-09-2024 Heard Mr. Rama Kant Sharma, learned Senior
Counsel for the petitioner and Mr. Jitendra Kumar Singh,
learned APP.

2. The petitioner is in judicial custody in connection
with Morkahi PS Case No. 06 of 2020 registered under sections
302/34 of the IPC and section 27 of the Arms Act lodged on
13.01.2020 by the informant, Gautam Mandal.

3. The informant has alleged in the FIR that the
accused persons shot at on the head and chest of his father
causing his immediate death. He made specific allegation
against the petitioner of firing on the head of the informant's
father. The case was registered on 13.01.2020 whereas as per the
statement made in paragraph-9 of the bail application, the
petitioner came into judicial custody on 22.08.2021 i.e. almost a
year and eight months later despite the fact that the specific
allegation was alleged against him.

4. In view of the facts that earlier the petitioner had
moved to this Court which came to be rejected in Cr. Misc. No.



32431 of 2023 on 21.06.2023 with a direction to the trial court to conclude the same within nine months, the same has not been concluded and, as such, the petitioner is before this Court.

5. *Vide* order dated 20.07.2024, a report was called for regarding the stage of the trial and as per letter dated 24.07.2024 received from Additional Sessions Judge-V, Khagaria, five witnesses have been examined but the trial has still not been concluded.

6. The petitioner is in custody since the year 2021 and in that background, it is essential for the trial court to take the matter seriously and conclude the trial at an earliest. A year ago, direction was already there and the reason has not been assigned as to why within the stipulated period, the trial could not be completed. In that background, the trial court is directed to take immediate steps for concluding the trial.

7. The present bail application stands rejected.

8. Let a copy of this order be communicated to learned Sessions Judge, Khagaria for his perusal and necessary instruction.

(Rajiv Roy, J)

perwez

U		T	
---	--	---	--

