

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL REVISION No.33 of 2023

Arising Out of PS. Case No.-38 Year-1991 Thana- C.B.I CASE District- Muzaffarpur

OMKAR SHARAN PRASAD @ ONKAR SHARAN PRASAD Son of Late
Shreedhar Prasad Resident of Kiyajori, P.S.- Chakai, Dist.- Jamui

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. The Additional Chief Secretary, Department of Vigilance, Govt. of Bihar,
Patna. Bihar

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Ms.Smiti Bharti, Advocate Mr. Sumit Kumar, Advocate
For the State	:	Mr.Sunil Kumar Pandey, APP
For the Vigilance	:	Mr.Anil Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE ARVIND SINGH CHANDEL
ORAL ORDER

8 23-07-2024 Heard both parties.

2. This petition has been preferred by the petitioner/accused being aggrieved with the order dated 18.11.2022 passed by learned Special Judge, Vigilance Muzaffarpur in Special Case No. 24/2008 whereby learned Special Judge of the said Court allowed the application under Section 311 of the Cr.P.C. filed by the prosecution for examination of all remaining witnesses who were not examined before the Trial Court.

3. Perusal of the impugned order shows that while allowing the application the learned court below granted only three effective consecutive dates for production of said



witnesses of prosecution who have not been examined.

4. Consequently, learned counsel for the State submits that even after lapse of three days no witnesses have been examined before the Trial Court. Therefore, as of now, the impugned order dated 18.11.2022 is not effective.

5. Learned counsel for the petitioner submits that in view of the above, it would be appropriate to dispose of the petition directing the concerned court below to conclude the proceeding within the stipulated time granted by this Court.

6. The prayer made by both the parties appear to be genuine, accordingly, this petition is disposed of directing the concerned court below to conclude the trial and pass the final order as early as possible probably within three months from today.

(Arvind Singh Chandel , J)

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