

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79330 of 2023

Arising Out of PS. Case No.-283 Year-2022 Thana- BASANTPUR District- Siwan

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Dipak Rai @ Dipu Rai S/O Harendra Ray @HARENDRA Rai R/O Village-
Basantpur, P.S- Basantpur, Distt.- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Yogesh Chandra Verma, Sr. Adv
		Ms. Kumari Anupam, Adv
For the Opposite Party/s :		Mr. Upendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 16-02-2024 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner has renewed his prayer for bail

which was earlier rejected vide order dated 20.04.2023

passed in Cr. Misc. No. 1134 of 2023 with a direction to

the learned Trial Court to expedite the trial and conclude

the same at the earliest.

It is a case of commission of murder of the son

of the informant.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely



been implicated in this case. The petitioner is not named in the F.I.R nor any incriminating article was recovered from his possession. The petitioner was remanded in this case from another case on 16.07.2022 and since then he is in custody.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner and submitted that during investigation, the independent witnesses have identified the petitioner in CCTV footage. The petitioner is veteran criminal and he has got criminal cases of similar nature against him.

In pursuance to the direction of this Court, a report with regard to the present stage of the trial has been received and it has been kept at Flag-C. The report of learned Additional District & Sessions Judge-VIII, Siwan dated 18.01.2024 suggests that trial will be concluded within a period of one year.

Considering the fact that prayer for bail of the petitioner was earlier rejected since there was direct



allegation against him, this Court is not inclined to take a different view in the matter for the present.

Accordingly, the petition is disposed off with a direction to the learned Trial Court to expedite the trial and conclude the same within a period of six months from today.

The petitioner will be at liberty to renew his prayer for bail, if the trial is not concluded within a period of six months.

(Sunil Kumar Panwar, J)

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