

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1650 of 2024

Arising Out of PS. Case No.-45 Year-2021 Thana- SIGAUDI District- Patna

Manish Kumar Son Of Sanjay Chauhan Resident Of Village- Noniyachak,
P.S.- Sigori, District- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Niraj Kumar, Adv.

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

5 10-05-2024 Heard learned counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
S.T. No. 574 of 2022 arising out of Sigori P.S. Case No. 45 of
2021 dated 07.04.2021, lodged under Sections 304(B), 201 and
34 of the I.P.C.

3. Learned counsel for the petitioner submits that the
bail application of the petitioner has earlier been rejected vide
order dated 25.02.2023 passed in Cr. Misc. No. 62891 of 2022
in which trial Court was directed to expedite the trial within
nine months from the date of rejection. He submits that one year
from the date of rejection has already been crossed, till date, the
prosecution evidence could not be completed. As such, the
petitioner may be granted bail as he is in custody since
24.02.2022.

4. Learned A.P.P. for the State opposes the prayer for bail and submits that to know about the progress of the case, this Court has called for the report from the trial Court.

5. Learned counsel for the informant vehemently opposes the prayer for bail and submits that there is a required progress takes place in this case and out of five charge-sheet witnesses, four witnesses have already been examined and only one witness is left.

6. Upon the report, it transpires to this Court that examination of witnesses are going on and warrant and *dasti* summon has also been issued.

7. In this view of the matter, this Court is not inclined to grant bail to the petitioner and therefore, his bail petition is hereby rejected.

8. However, specific direction is given to the trial Court to conclude the trial within six months. If the trial shall not be concluded within six months, then the petitioner shall be at liberty to move before this Court.

9. With this observation, the bail application stands rejected.

(Dr. Anshuman, J)

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