

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35445 of 2024

Arising Out of PS. Case No.-214 Year-2022 Thana- KAKO District- Jehanabad

Raj Kishore Prasad @ Saheb Lal S/o Ramanand Prasad R/o vill -
Paigambarpur, P.S. - Kako, Distt. - Jehanabad

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar, Advocate

For the Opposite Party/s : Mr.Akbar Ali, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

15 21-02-2025 Heard learned counsel appearing on behalf of the

petitioner and Mr. Akbar Ali, learned A.P.P. for the State.

2. Petitioner seeks bail in connection with Kako P.S.

Case No. 214 of 2022 registered for the offences under
Sections 341, 323, 326, 307, 427, 504, 506/34 of the Indian
Penal Code and section 302 of the I.P.C.

3. This is the second bail petition of petitioner purely
on the ground of custody period and delayed trial.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that the bail prayer of petitioner on
the first occasion, after considering the available merit, was
rejected by this Court through Cr. Misc. No. 31030/2023
dated 24.07.2023. While submitting so, it is pointed out that



this Court directed to the learned trial court as to conclude the trial within nine months by taking this matter on board on day to day basis, despite of same, the trial is yet to be concluded. It is submitted that petitioner is in custody since 08.12.2022.

5. Taking note of the aforesaid submission as advanced by learned counsel for the petitioner, a report was called for from the learned trial court regarding stage of trial, which made available to this Court through letter No. 236 dated 09.12.2024 as issued from the office of Superintendent of Police, Jehanabad, stating therein that out of 13 prosecution witnesses, 11 witnesses were already examined in this case. It also transpires from the report of Public Prosecutor, Jehanabad that on 12.12.2024 two remaining two witnesses namely, Chandeshwar Yadav and Sanni Kumar were also examined. Therefore, all 13 prosecution witnesses have been examined in this case.

6. Taking note of aforesaid facts as trial is at its fag end, the prayer of bail of petitioner on second consideration also stands rejected.

7. However, learned trial court is directed to



conclude the trial preferably within two months from the date
of receipt/communication of this order, subject to cooperation
of petitioner.

(Chandra Shekhar Jha, J)

Rajeev/-

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