

In the Court of Sessions Judge, East Champaran at Motihari.

Present

Abhishek K. Das,
Sessions Judge,
East Champaran at Motihari.

Criminal Misc. Case No. 07 of 2026

1. Abdul Rahman, S/o- Late Md. Mustufa
Resident of Muhalla- Agarwa Ward No.38, P.S.- Town Motihari,
District- East Champaran. -----Petitioner
Vs.
The State of Bihar -----Opposite Party.

04-04-2026

1. This Criminal Misc. petition has been filed on behalf of the petitioner with a prayer to transfer the record of Trial No.498 of 2025 from the Court of learned A.C.J.M.-VIII to some other Court.

2 Heard the learned counsel for the petitioner and perused the miscellaneous petition and other documents available on record as well as reports of learned I/C Addl. Sessions Judge-3, Motihari and A.C.J.M.-VIII, Motihari vide their Letter No.108 dated 16-03-2026 and Letter No.333 dated 09-02-2026 respectively.

3. The learned Counsel for the petitioner submitted that the petitioner has filed criminal revision against the cognizance order and Trial Court Record of Trial No.498 of 2025 is attached with the record of criminal revision, which is pending in the Court of learned Addl. Sessions Judge-3. On 19-06-2025 when the petitioner filed a petition u/s 317 Cr.P.C. in the Trial Court, the learned Trial Court rejected the petition u/s 317 Cr.P.C. and directed the petitioner to remain physically present on each and every date. The petitioner is suffering from illness and aged about 70 years. On these basis, learned counsel for the petitioner prayed to transfer the record of Trial No.498 of 2025 from the Court of A.C.J.M.-VIII, Motihari.

4. The ground taken by the petitioner to transfer the record of Trial No.498 of 2025 is not sufficient and without any substance, the learned Trial Court directing the petitioner to remain physically present before the Court on each date cannot be said to be excessive or harsh. Accordingly, this miscellaneous case is **dismissed** for being devoid of merit.

5. Let a copy of this order be communicated to the Courts concerned.

(Dictated)

Sd/-

Sessions Judge,
East Champaran at Motihari
04-04-2026