



BRPA010118352026

IN THE COURT OF SESSIONS JUDGE, PATNA
Criminal Misc. (Transfer) Case No. 245 of 2026

Mukesh Kumar, S/o Late Ambika Prasad
R/o:- Cooperative Colony, Fatuha, P.S.- Fatuha
District- Patna

..... **Petitioner**

Versus

The State of Bihar

..... **Opposite Party.**

Counsel for the Petitioner : Sri Ranjit Prasad, Advocate
Counsel for the State : Sri Rajesh Kumar, P.P.

ORDER

02.07.2026

1. The present Criminal Miscellaneous (Transfer) Application has been filed under Section 408 of the Code of Criminal Procedure, 1973, corresponding to Section 448 of the Bharatiya Nagarik Suraksha Sanhita, 2023, by the petitioner, Mukesh Kumar. The petitioner seeks transfer of supplementary Sessions Trial No. 834/2026, arising out of Fatuha P.S. Case No. 865/2024, presently pending before the Court of the learned Additional Sessions Judge-III, Patna City, to the Court of the learned Additional Sessions Judge-VII, Patna City, where original Sessions Trial No. 2025/2025, arising from the same police station case, is already under consideration.
2. Heard learned counsel for the petitioner and the learned Public Prosecutor representing the State.
3. Learned counsel for the petitioner submits that upon commitment, the case record of Fatuha P.S. Case No. 865/2024 was received by this Court from the Court of Sri Sanni Kumar, learned ACJM-II, Patna City, and registered as Sessions Trial No. 834/2026. The matter was subsequently transferred to the Court of the learned Additional Sessions

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Judge-III, Patna City, on 26.05.2026, where it is presently fixed for framing of charge. It is further submitted that original Sessions Trial No. 2025/2025, arising out of the same police station case, is pending before the Court of the learned Additional Sessions Judge-VII, Patna City. Learned counsel contends that, in the interest of justice, Sessions Trial No. 834/2026 should be withdrawn from the Court of the learned Additional Sessions Judge-III and transferred to the Court of the learned Additional Sessions Judge-VII, so that both matters may be heard together.

4. The learned Public Prosecutor, however, opposes the prayer, submitting that since both trials pertain to the same police station case, they may be tried by different courts without prejudice to justice.
5. Upon consideration of the facts and circumstances, and the submissions advanced by both sides, this Court takes note that both trials originate from the same police case *i.e.*, Fatuha P.S. Case No. 865/2024. In the interest of justice and administrative convenience, it is appropriate that both matters be heard together by the same Court. Accordingly, the Criminal Miscellaneous Transfer Application is **allowed**.
6. It is directed that the record of Sessions Trial No. 834/2026, arising out of Fatuha P.S. Case No. 865/2024, be recalled from the Court of the learned Additional Sessions Judge-III, Patna City, and transferred to the Court of the learned Additional Sessions Judge-VII, Patna City, where Sessions Trial No. 2025/2025 is pending, for hearing and disposal in accordance with law.
7. Office is directed to forward a copy of this order to the concerned Courts for information and necessary compliance.

(Dictated)

Sd/-

(Rupesh Deo)
Sessions Judge, Patna

Date of Order	02.07.2026
Date of Reserving Order	01.07.2026
Uploading Date	02.07.2026
Uploaded by	Vinod/-