

In the court of Additional Sessions Judge - VI

S. T. NO - 230 (A) of 2017

Order

08/4/22.

Present: Suraj Abhishek, Ld. counsel for the Accused

: Ashok Kumar Singh, Ld. counsel for the Informant

: Ramkeshwar Prasad, Ld. counsel for the state

From the perusal of the order-sheets, it appears that the accused is avoiding trial in as much as he is not coming for the framing charges. This is a serious matter.

Today also, the accused has moved an application u/s 317 case. This application is allowed only for today. Accused is directed to remain physically present on 12/04/22 for the framing of charges.


ADJ-VI

12/04/22

Order

Present: Ritesh Kumar, Ld. counsel for the Accused

: Ashok Kumar Singh, Ld. counsel for the Informant

: Ramkeshwar Prasad, Ld. counsel for the state

Accused not present. He has moved 317 application. Allowed for today.

Ld. counsel for the Accused submitted that his client - Petitioner

has filed quashing petition bearing crl. misc. no - 1841/2020 before the Hon'ble High court which is pending adjudication.

However, he stated that Hon'ble High court has not granted stay.

In view of the fact that the Accused is delaying the trial and not appearing despite clear direction, last opportunity is granted to the Accused to appear on 27/04/22 - for framing the charge.


ADJ-VI

CH No
5968
12/04/22
Ritesh Kumar
Petitioner

In the court of Addl. Sessions Judge - VI

Danapur, Patna

S-T. No - 230 (A) of 2017

Order
27/04/22

Present: Suraj Abhishek, Ld. counsel for the Accused
: Ashok Kumar Singh, Ld. counsel for the Informant
: Ramkeshwar Prasad, Ld. counsel for the State

Accused is not present even today. He has moved an application u/s-317 CrPc, for the reasons that he had got sun stroke. Given the conduct of Accused, I don't believe the reasons. The Application u/s-317 is dismissed.

Each date, the counsel for the Accused comes up with new reasons. All the reasons appear to be fake and only the means for scuttle the trial in this case. This court advises every time/day to convince the Accused to appear for framing charges, but not to avail. This is unacceptable behaviour.

By not appearing in the court, the accused is violating the bail terms. If accused would not appear ^{on} next date, his bail bond would be forfeited and the accused and Sureties may be proceeded with as per law. Put up this case on 28/04/22 for framing the charges against the accused.


Addl. Sessions Judge - VI

In the court of Additional Sessions Judge - VI

Danapur, Patna

S.T. No. 230(A) of 2017

Order

28/04/22

Present: Susaj Abhishek, Ld. counsel for the Accused
: Ashok Kumar Singh, Ld. counsel for the Informant
: Ramkeshwar Prasad, Ld. counsel for the state

It appears that the accused has got no respect for the orders of the court. He is deliberately avoiding to appear in the court. He is wasting the time of the court and his counsel, Susaj Abhishek appears to be clueless in everything. In such circumstance, I believe Accused has no intention to participate in the trial. Ld. counsel, Susaj Abhishek, asked for one date so that accused may appear for framing the charge. Let accused appear on 30/04/22 for framing the charge. In case, he will not appear, his bail bond would be forfeited. Put up this case on 30/04/22 for framing the charge.

Bm
ADD - VI

30/04/22

order

Present: Susaj Abhishek, Ld. counsel for the Accused
: Ashok Kumar Singh, Ld. counsel for the Informant
: Ramkeshwar Prasad, Ld. counsel for the state

Today also, accused has not appeared despite clear cut direction of this court to appear and let the charges against him be framed. Ld. counsel for the Accused informed that the petitioner has filed quashing petition in the Patna High court, hence matter be adjourned. I reject the contention of the Ld. counsel because Hon'ble High court has not passed any stay order. In my opinion, accused is trying to delay the trial, and has no respect to the orders of the court. In this situation, he has violated the terms of bail. Hence, his bail bond is forfeited. Let the processes be applied against the accused and sureties. O/c to issue a letter to SSP for arresting him and producing in this court for the trial. Issue NBW against the accused - Sonu Kumar and Sureties immediately. Put up this case on 18-05-22 for production of accused.

Bm
ADD - VI

Letter
Issued