

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No.4794 OF 2004

(From the judgement and order dated 09/08/2004 in CRLM No. 6209/2004 of HIGH COURT OF PATNA)

BIPIN SINGH

Petitioner(s)

VERSUS

STATE OF BIHAR

Respondent(s)

With appln(s) for bail and office report)

Date: 18/02/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE P. VENKATARAMA REDDI

HON'BLE MR. JUSTICE A.K. MATHUR

For Petitioner(s)

Mr.Gaurav Agarwal, Adv.

Mr. Prashant Kumar,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

No one has filed appearance for the respondent-State though served.

P.C.and the bail

The petitioner was charged for an offence under Section 304B I.

application filed during the pendency of the trial was dismissed by the Sessions Court and the High

Court declined to grant relief to the petitioner.

It is stated that the petitioner is lodged in jail since 17.6.2003 and moreover the

trial has been postponed on more than one occasion on account of the inability of the prosecution to

produce the witnesses. In the circumstances, we consider it just and proper to give liberty to the

petitioner to file a fresh application before the Sessions Judge and if such application is filed, the same

shall be considered afresh without being influenced by the observations made by the High Court. The

special leave petition is disposed of accordingly.

.P. Walia)

(Meenu Sethi)

(D

rt Master

Court Master

Cou