

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4278 of 2015

Arising Out of PS.Case No. -24 Year- 2007 Thana -DARBHANGA District- DARBHANGA

Sanjay Sah Son of Sri Hira Lal Sah Resident of Mohalla - Hasan Chak
Makhnahi, P.S. - Nagar, District -Darbhanga.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No 13

For the Opposite Party/s : Mr. A.M.P.Mehta(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 03-02-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Sections 363,
366A and 376 of the Indian Penal Code.

The petitioner was named in the FIR, but he
was not sent up for trial as the charge-sheet was submitted only
against Vijay Kumar Sah. Now the petitioner has been
summoned during trial in exercise of jurisdiction under Section
319 of the Cr.P.C. vide order dated 24.01.2014. The impugned
order does not reflect the discussion of evidence which
persuaded the learned trial court to summon the petitioner in
exercise of jurisdiction under Section 319 of the Cr.P.C.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II, Darbhanga in connection with Sessions Trial No. 267(A) of 2007 arising out of Town P.S. Case No. 24 of 2007, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The learned trial court will be at liberty to cancel the bail bonds of the petitioner, if he defaults for two consecutive occasions.

(Dinesh Kumar Singh, J)

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