

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.16751 of 2015**

Arising Out of PS.Case No. -64 Year- 2008 Thana -RAXAUL District-  
EASTCHAMPARAN(MOTIHARI)

=====

1. Bhikhari Sah S/o Kishun Sah All Resident of Village - Uchidih P.s -  
Palanwa District- West Champaran.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Mr. Indu Bala Pandey(App)

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
**ORAL ORDER**

2      22-04-2015                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner seeks bail in connection with Trial No.  
2004 of 2015 arising out of Raxaul P.S. Case No. 64 of 2008  
registered under section 392 of the Indian Penal Code.

It has been contended that the petitioner is in custody  
since 18<sup>th</sup> January, 2014 and till date only charge has been framed  
but no witness has been examined on behalf of the prosecution.

The prayer for bail of the petitioner was earlier  
rejected by this Court on 15<sup>th</sup> September, 2014 in Cr.Misc. No.  
30358 of 2014 with the following observations :-

“The Sub-divisional Judicial Magistrate, Raxaul  
at Motihari is directed to hold the trial on day-  
to-day basis and conclude the same as early as  
possible preferably within six months from the

date of receipt/production of a copy of this order, failing which the petitioner would be at liberty to renew his prayer for bail.”

In view of the observations made in the aforesaid order dated 15<sup>th</sup> September, 2014, the petitioner named above is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Sri N.K.Priyadarshi, Judicial Magistrate 1<sup>st</sup> Class, Raxaul at Motihari, East Champaran in connection with Tr. No.2004 of 2015 arising out of Raxaul P.S. Case No. 64 of 2008.

**(Ashwani Kumar Singh, J)**

Pradeep/-

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