

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 37435 of 2013

Arising out of P.S. Case No. -141 Year- 2009 Thana -PUPRI
District- SITAMARHI

Sanjay Bhagat, Son of Late Mahendra Bhagat, Resident of
Village-Berma, P.S.-Pupri, District-Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa, Adv.

For the Opposite Party/s : Mr. R.B. Rai Raman (APP)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

07. 05.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for
the offences under Section 302/34 of the Indian Penal
Code.

Considering that the Petitioner is ready to
physically appear on each date of trial and the trial is
being delayed on account of laches of the prosecution, let
him be released on bail on furnishing bail bond of Rs.
5,000/- (Five Thousand) with two sureties of the like
amount each or any other surety as fixed by the Court to
the satisfaction of Additional Sessions Judge-I, Sitamarhi
in connection with S.Tr. No. 70 of 2013 arising out of
Pupri P.S. Case No. 141 of 2009 subject to the following
conditions:- (i) That one of the bailors will be a close

relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner. (ii) That the Petitioner will be physically present on each date of trial and if he fails to do so on two consecutive dates without reasonable cause, his bail shall stand automatically cancelled.

The Trial Court is directed to send a list of the witnesses **fixing specific dates** for production of the witnesses along with a copy of this order, to the Superintendent of Police, Sitamarhi, and the Superintendent of Police, Sitamarhi is directed to ensure production of the witnesses on the date so fixed by the Trial Court so that there is no further delay in trial.

(Anjana Prakash, J.)

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