

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25307 of 2015

Arising Out of PS.Case No. -17 Year- 2010 Thana -TANDWA District- AURANGABAD

1. Mritunjay Mishra S/o Late Bindeshwari Mishra, r/o village Misir Bigha
P.S. Pauthu, in the District of Aurangabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh

For the Opposite Party/s : Mr. Raj Ballabh Singh (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

5 29-10-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner is languishing in jail custody since 30-07-
2013 in a case registered under Section 302 & other sections of the
Indian Penal Code, 27 of the Arms Act and 17 of the CLA Act.

Petitioner is not named but in course of inquiry, he was
arrested in connection with another case in which, allegedly, he
made his confessional statement, disclosing his involvement in the
present case also. Petitioner is said to have been made accused in
near about 21 cases but submission on behalf of the petitioner is
that petitioner has been remanded in the aforesaid cases without
any cogent evidence only on the basis of suspicion. It is also
pointed out on behalf of the petitioner that several co-accused

persons, having more or less similar allegation, have already granted privilege of bail by different benches of this court.

No doubt, petitioner carries criminal antecedent of 21 cases but in the present case, there appears to be no cogent evidence against the petitioner and accordingly, petitioner named above, is directed to be released on bail on furnishing bail bond of Rs 10,000/- (ten thousand) with two sureties of the like amount each in connection with Tandwa P.S. Case No. 17 of 2010 corresponding to Sessions Trial No. 107D of 2011/106 of 2014 to the satisfaction of learned Additional Sessions Judge-III, Aurangabad subject to condition that the petitioner shall attend the trial court, in person on each and every date for a period of one year or till conclusion of his trial, whichever is earlier and if, he fails to do so on two consecutive dates without any reasonable cause, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

A.K.V./-

(Hemant Kumar Srivastava, J)

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