

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 29330 of 2015

Arising Out of PS.Case No. -81 Year- 2013 Thana -HISUA District- NAWADA

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Rahul Kumar @ Rahul Nand Bharti son of Jay Narayan Singh @ Jay
Prakash Singh, Resident of Village Sakra, P.S. Hisua, District Nawadah.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar

For the Opposite Party/s : Mr. Mustaque Alam(App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4. 12-08-2015 Heard Sri Ram Prawesh Kumar, learned counsel for
the petitioner and learned Addl. Public Prosecutor.

This is the second attempt for grant of bail. Earlier
prayer for bail of the petitioner was rejected, mainly on the ground
that period of custody was lesser.

In this case, earlier a report was called for from the
court below, which has been received and kept at **flag 'A'**. The
report indicates that trial has already commenced and the learned
court has issued bailable warrant of arrest for securing attendance
of witnesses.

In view of the facts and circumstances as well as
observation given in earlier order, the Court is of the opinion that
the petitioner can be extended the privilege of bail.

Let the petitioner, namely; Rahul Kumar @ Rahul Nand Bharti be enlarged on bail on furnishing bail bond of **Rs. 10,000/-** (ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge, Nawadah/concerned court in connection with Sessions Case No. 59 of 2015 (arising out of Hisua P.S. Case No. 81 of 2013) on condition that one of the bailor must be blood relation of the petitioner and on each and every date during trial, the petitioner shall remain physically present before the court below. If continuously on two dates, without prior permission of the trial court, the petitioner fails to appear, his bail-bond shall stand automatically cancelled.

(Rakesh Kumar, J.)

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