

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.38761 of 2015

Arising Out of PS.Case No. -23 Year- 2014 Thana -SARE District- NALANDA (BIHARSHARIFF)

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Md. Farukh, son of Md. Nihal Khan, resident of village-Onda, P.S.-Sare,
District-Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar, Advocate

For the Opposite Party/s : Mr. Awadhesh Kr. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 19-08-2015

The petitioner, who is in custody since 10.03.2014,
seeks bail in connection with Sare P.S. Case No. 23 of 2014
registered under Sections 25(1-B) (a), 26 and 35 of the Arms
Act.

The prayer for bail of the petitioner was earlier
rejected by this Court vide order dated 21.11.2014 passed in Cr.
Misc. No. 42264 of 2014 with following observation:-

“Since the petitioner is in custody, the learned
Judicial Magistrate-1st Class, Biharsharif, Nalanda
is directed to hold the trial on day-to-day basis and
conclude the same as early as possible preferably
within six months, failing which the petitioner
would be at liberty to renew his prayer for bail.”

It is contended that till date no witnesses have been examined on behalf of the prosecution in course of trial.

Regard being had to the facts and circumstances of the case, the petitioner 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 to the satisfaction of the learned Judicial Magistrate-1st Class, Bihar Sharif, Nalanda in connection with Sare P.S. Case No. 23 of 2014.

(Ashwani Kumar Singh, J.)

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