

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52167 of 2014

Arising Out of PS.Case No. -51 Year- 2009 Thana -NAWAKOTHI District- BEGUSARAI

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Ghanshyam Poddar S/o Late Rameshwar Poddar, resident of village-
Pahsara, P.S. Naokothi, District-Begusarai

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Sada Nand Ray, Advocate

For the Opposite Party/s : Mr. Kalyan Shankar (APP)

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN

ORAL ORDER

2 07-01-2015

Heard Mr. Narendra Kumar learned counsel for the

petitioner and learned counsel for the State.

The petitioner is in custody in connection with Sessions
Trial No. 611 of 2013 arising from Naokothi P.S. Case No. 51 of
2009 registered for offence punishable under Sections 304B, 201
and 34 of the Indian Penal Code.

The petitioner happens to be the husband of the deceased
and it is considering the nature of allegations that the prayer of this
petitioner was earlier rejected in Criminal Misc. No. 39795 of
2011 and again in Criminal Misc. No. 33410 of 2013 and has been
renewed thereafter.

Mr. Narendra Kumar learned counsel appearing on
behalf of the petitioner submits that the petitioner has no criminal
antecedent and has been in custody since 19.4.2011. Learned
counsel with reference to the order passed in Criminal Misc. No.
33410 of 2013 has submitted that liberty was granted to the

petitioner to renew his prayer in case the trial is not concluded within one year of order which was passed on 18.9.2013 and it is pursuant to the liberty so granted that the present application has been filed. The order passed by the trial court annexed to the application manifests that the trial has started and some witnesses have been examined.

Having heard learned counsel for the parties and taking into consideration the circumstances existing, let the petitioner Ghanshyam Poddar be released on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Ad-hoc Additional District and Sessions Judge-I, Begusarai in connection with Sessions Trial No. 611 of 2013 arising from Naokothi P.S. Case No. 51 of 2009 subject to the condition that he shall register his appearance before the trial court on each and every date fixed in the trial and in case the petitioner fails to do so on two consecutive date without reasonable explanation to the satisfaction of the trial court, the trial court would be entitled to cancel the bail bonds of the petitioner and to take him into custody.

S.Sb/-

(Jyoti Saran, J)

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