

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30860 of 2015

Arising Out of PS.Case No. -438 Year- 2007 Thana -BAGHA
District- WEST CHAMPARAN(BETTIAH)

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Biran Singh @ Birendra Singh, Son of Gulli Singh, resident of Village -
Rampur, Ramani Bilaspur, P.S.- Laukariya, District - West Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1, Advocate

For the Opposite Party/s : Mr. Md . Ansural Haque (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 12-08-2015 Heard learned counsel for the petitioner and the

learned counsel for the State.

The petitioner is apprehending his arrest in
connection with S.Tr. No.504 of 2008, arising out of Bagaha
(Bhairoganj) P.S. Case No.438 of 2007, on summons having
been issued against him under Section 319 Cr.P.C.

Learned counsel for the petitioner submits that
though the petitioner was earlier named in the F.I.R. registered
under Sections 448, 341, 323, 324, 379 and 307/34 of the
Indian Penal Code, the case was found to be untrue against him
and accordingly, he was not sent up for trial. However, during
the course of trial, some materials surfaced against him and
consequently, the present process.

Considering the nature of allegations made against the petitioner and the fact that the petitioner has no criminal antecedents, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of three weeks from the date of receipt/production of a copy of this order, 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 3rd Additional Sessions Judge, Bagaha, District-West Champaran, in connection with S.Tr. No.504 of 2008, arising out of Bagaha (Bhairoganj) P.S. Case No.438 of 2007, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

However, it is made clear that the petitioner must co-operate in the trial and present himself on each date. If, however, he is found absent on two consecutive dates, it will be open for the trial court to take appropriate action in accordance with law.

(Anjana Mishra, J)

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