

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38775 of 2015

Arising Out of PS.Case No. -147 Year- 2014 Thana -KHODAWANPUR District- BEGUSARAI

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Gyanesh Kumar, son of Nityanand Singh, resident of village- mSihma, P.S.-
Matihani, District- Begusarai

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandan Kumar Kashyap

For the Opposite Party/s : Mr. Shakir Ahmad (App)

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 19-08-2015

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with
Khodawandpur P.S. Case No. 147 of 2014 registered for the
offences punishable 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 11.12.2014 passed in
Cr.Misc. No. 44075 of 2014 with following observations :-

“Since the petitioner is in custody, the learned
Chief Judicial Magistrate, Begusarai is directed
to hold the trial on day-to-day basis and
conclude the same as early as possible
preferably within a period of six months from
the date of receipt/production of a copy of the
order, failing which the petitioner would be at
liberty to renew his prayer for bail.”

It has been contended that though the petitioner is in custody since 19th June, 2014, till date only four out of 8 prosecution witnesses could be examined during trial.

Regard being had to the facts and circumstances of the case, the petitioner Gyanesh Kumar is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Begusarai in connection with Khodawandpur P.S. Case No. 147 of 2014.

(Ashwani Kumar Singh, J)

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