

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10779 of 2015

Arising Out of PS.Case No. -122 Year- 2014 Thana -PIPRA District-
EASTCHAMPARAN(MOTIHARI)

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1. Rajesh Sahani son of Harendra Sahani Resident of village - Khairimal
tola - Balahighat, P.S. - Pipra, Dist. - East Champaran at Motihari.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar

For the Opposite Party/s : Mr. Ramesh Chandra(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 19-03-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner happens to be co-villager of husband of
the deceased but it is surprisingly enough that the learned VIIIth
Additional Sessions Judge, Motihari rejected the regular bail
application of the petitioner.

It appears to me that the learned court below failed to
apply his judicial mind and passed the impugned order in
mechanical manner.

Considering the aforesaid facts and circumstances as
well as submission of the parties and also keeping in mind the
period of detention of the petitioner in jail custody as well as this

aspect of the matter that the petitioner does not have any criminal antecedent, let the petitioner named above, be released on bail on furnishing bail bond of Rs 10,000/- (ten thousand) with two sureties of the like amount each in connection with Pipra P.S. Case No. 122 of 2014 to the satisfaction of Chief Judicial Magistrate, Motihari.

However, learned court below is warned to be more cautious and vigilant while passing the order on bail petitions.

(Hemant Kumar Srivastava, J)

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