

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6957 of 2015

Arising Out of PS.Case No. -119 Year- 2011 Thana -SIKARPUR District-
WESTCHAMPARAN(BETTIAH)

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1. Rajendra Mahto S/o Ratan Mahto Resident of Village - Siswa Pakari,
P.S. Shikarpur, District - West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Madhuri Lata(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 11-03-2015 Earlier the prayer for bail of the petitioner was thrice

rejected by this Court and while rejecting the bail petition of the

petitioner on 05.03.2014 this Court directed the trial court to

conclude the trial of the petitioner within six months but order

dated 20.11.2014 passed by the learned trial court reveals that the

trial of the petitioner is still pending.

Learned counsel for the petitioner submits that while

rejecting the prayer for bail on 05.03.2014 this Court noticed that

only ten prosecution witnesses had been examined and the trial

court had sought six months time to conclude the trial but even

after lapse of six months the position was similar because till

20.11.2014 only ten prosecution witnesses had been examined.

Admittedly, petitioner is in jail custody since 13.06.2011 in a case registered under section 304B therefore, considering the period of detention of the petitioner in jail custody as well as present stage of his trial, petitioner is directed to be released on bail, on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the 3rd Additional Sessions Judge, Bettiah, West Champaran in connection with Session trial no. 210 of 2012 arising out of Shikarpur P.S. Case No. 119 of 2011, subject to condition that he shall attend the trial court on each and every date in person for the period of six months till conclusion of his trial which ever is earlier and, if, he fails to do so, on two consecutive dates without giving any reasonable explanation the trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Hemant Kumar Srivastava, J)

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