

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49174 of 2014

Arising Out of PS.Case No. -198 Year- 2013 Thana -GAYA MUFFSIL District- GAYA

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DIPU KUMAR, SON OF NARESH VISHWAKARMA @ NARESH
MISTRI, RESIDENT OF MOHALLA - JANAKPUR, P.S. - MUFFASIL,
DISTRICT - GAYA.

.... PETITIONER.

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY.

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar, Advocate.

For the Opposite Party/s : Mr. Upendra Kumar (APP)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 14-01-2015 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Muffasil
P.S. Case No. 198 of 2013 registered under Sections 394 and 411
of the Indian Penal Code.

Learned counsel for the petitioner submits that the
prayer for bail of the petitioner was earlier rejected vide order
dated 09.01.2014 passed in Cr. Misc. No. 26167 of 2013 by this
Court with direction to the trial court to conclude the trial
preferably within a period of nine months, if the trial is not
concluded, the petitioner would be at liberty to renew his prayer
for bail. It is further submitted that it would appear from the order

dated 12.11.2012 passed in B.P. No. 122 of 2014 by the Additional District Judge-II, Gaya, rejecting the prayer for bail till that date witnesses including seizure list witnesses were examined but they have not supported the prosecution case yet other witnesses including the victim remained to be examined. There is no chance to conclude the trial in near future. It is further submitted that petitioner has no criminal antecedent and is in custody since 10.04.2013.

Having regard to the facts and the circumstances of the case, the petitioner above named, 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 Chief Judicial Magistrate, Gaya in connection with Muffasil P.S. Case No. 198 of 2013. Out of two sureties one surety must be the parents or close relative of the petitioner.

(Rajendra Kumar Mishra, J)

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