

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24898 of 2015

Arising Out of PS.Case No. -279 Year- 1989 Thana -MUZAFFARPUR TOWN District-
MUZAFFARPUR

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Salil Kumar @ Lallu Singh @ Lallu son of Raj Kumar Prasad, resident of
village - Pyarepur, P.S.- Giriyak, District - Nalanda (Bihar)

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Dr. Ajit Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR
SINGH
ORAL ORDER

2 21-08-2015 It is a case of gross misuse of privilege of bail. In the

present application the petitioner has prayed for quashing of the

order dated 13th September, 2013 passed by the learned *Ad hoc*

Additional Sessions Judge-III, Muzaffarpur in Sessions Trial

No.358 of 2008 arising out of Muzaffarpur Town P.S. Case

No.279 of 1989 registered under sections 399 and 402 of the

Indian Penal Code and sections 25(1-B)(a), 26, 27 and 35 of the

Arms Act as also under sections 4 and 5 of the Explosive

Substances Act.

Admittedly, the case was committed to the court of

session in the year 1990. After commitment other co-accused

persons faced trial and they were acquitted vide judgment dated

23rd October, 2008. Since the petitioner was absconding, his case was split up. Ultimately, the trial court has declared him permanent absconder vide order dated 13.9.2013. The said order dated 13.9.2013 is under challenge in the present application. In my view, there is no illegality in the impugned order dated 13.9.2013.

Accordingly, the application, being devoid of any merit, is hereby dismissed.

(Ashwani Kumar Singh, J)

Md.S./-

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