

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 7247 of 2016

Arising Out of PS.Case No. -105 Year- 2002 Thana -CHOUTARWA District-
WESTCHAMPARAN(BETTIAH)

- =====
1. Radha Yadav, son of Indradeo Yadav.
 2. Chuman Yadav @ Chumman Yadav, son of Indradeo Yadav.
Both resident of Village – Bagahawa Tand, P.S. – Dhanaha, District –
West Champaran.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ravi Shankar Sahay

Mr. Anand Kishore Choudhary

For the Opposite Party/s : Mr. Damodar Pd. Tiwary (App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

7. 03-10-2016 Heard Sri Ravi Shankar Sahay, learned counsel

assisted by Sri Anand Kishore Choudhary, learned counsel for

petitioners and Sri Damodar Prasad Tiwary, learned Addl. Public

Prosecutor.

Two petitioners, who are in custody in Sessions Trial
No. 444 of 2014, arising out of Chautarwa (Bathwaria) P.S. Case
No. 105 of 2002 registered for offence under Section 364A of the
Indian Penal Code, have prayed for grant of bail.

It was submitted by learned counsel for petitioners
that almost in similar circumstances, other accused persons have
been granted bail and petitioners are rotting in jail since
16-05-2014. On aforesaid ground, a prayer is being made for grant

of bail.

However, after perusing the statement made in paragraph – 3 of the petition, it is evident that petitioner no. 1 is involved in 12 cases relating to serious offences and petitioner no. 2 is accused in about 17 cases of serious nature.

In view of antecedent of the petitioners, there is no reason to extend the privilege of bail.

The petition stands dismissed.

However, while dismissing, considering the fact that petitioners are in custody since 2014, it is desirable to observe that learned court below may take appropriate step so that the case may come to its logical end without unnecessary delay.

(Rakesh Kumar, J.)

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