

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.47695 of 2015**

Arising Out of PS.Case No. -45 Year- 2014 Thana -DEEPNAGAR District- NALANDA  
(BIHARSHARIFF)

=====

1. Ajay Yadav son of Ramashish Yadav @ Boudhu Yadav Resident of  
Village - Korai, P.S. - Deep Nagar, District - Nalanda.

.... .... Petitioner/s

Versus

1. The State of Bihar.

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Md.Imteyaz Ahmad

For the Opposite Party/s : Mr. Ajit Kumar (App)

=====

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN  
SHARMA**  
**ORAL ORDER**

3      27-01-2016                      Heard the learned counsel for the petitioner as well as  
  
the learned A.P.P.

The petitioner wants to renew his prayer for bail  
which was earlier rejected by order dated 21.01.2015 and  
01.09.2015 passed in Cr. Misc. Nos. 40199 of 2014 and 32341 of  
2015 respectively in the light of the observation made in the order  
dated 21.01.2015. It is submitted that the petitioner is in custody  
since 30.06.2014, there was no intention to commit murder and as  
such offence under section 307 I.P.C. is not made out and due to  
land dispute the occurrence has taken place. It is also submitted  
that the trial is not likely to be concluded in near future and now  
the petitioner deserves sympathetic consideration, to which the

learned A.P.P. opposes.

In the facts and circumstances as stated above, considering the observation made in the order dated 21.01.2015, now the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri R.K. Dwivedi, J.M. 1<sup>st</sup> Class, Nalanda at Biharsharif in Deep Nagar P.S. Case No. 45 of 2014, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

**(Jitendra Mohan Sharma, J)**

Abhay/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|