

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 30176 of 2016

Arising Out of PS.Case No. -48 Year- 2015 Thana -MATIARIA District-
WESTCHAMPARAN(BETTIAH)

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Charitra Sah @ Ranjeet Sah Son of late Bhajan Sah Resident of Village-
Sonbarsha, Police Station- Matariya, District West Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rama Kant Sharma, Sr.Adv.
Mr. Lakshmi Kant Sharma

For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr.Gautam

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 27-07-2016 Heard Sri Rama Kant Sharma, learned senior counsel,
who was assisted by Sri Lakshmi Kant Sharma, learned counsel
for the petitioner and Dr. Mrityunjay Kr. Gautam, learned Addl.
Public Prosecutor.

This is the 3rd attempt for grant of bail on behalf of
petitioner. The petitioner, who is in custody since 16-09-2015 in
Matariya P.S. Case No. 48 of 2015 registered for the offence
under Section 307 & other allied sections of the Indian Penal
Code, has approached this Court for the 3rd occasion for grant of
bail. For the first time, vide order dated 10-11-2015 passed in Cr.
Misc. No. 51344 of 2015, the prayer for bail of the petitioner was
rejected, however; without waiting even for six months, again the
petitioner filed 2nd bail petition, vide Cr. Misc. No. 16370 of 2016,

which too was rejected, mainly on the ground that within short span of time, the prayer for bail was renewed. Thereafter, the present bail petition was filed.

Keeping in view the fact that by rejecting the prayer for bail on last occasion, this Court had already observed that prayer for bail was being rejected only for the moment, the Court is of the opinion that petitioner may be allowed to renew his prayer.

Accordingly, let the petitioner namely Charitra Sah @ Ranjeet Sah be enlarged on bail on furnishing bail-bond of **Rs. 10,000/-** (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, West Champaran (Bettiah) in connection with Matariya P.S. Case No. 48 of 2015 on condition that one of the bailor must be blood relation of the petitioner and secondly, on each and every date, the petitioner shall remain physically present before the court below. If continuously on two dates, the petitioner remains absent, without prior permission of the trial court, his bail-bond shall stand automatically cancelled.

(Rakesh Kumar, J.)

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