

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7939 of 2016

Arising Out of PS.Case No. -99 Year- 1996 Thana -PAHARPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Suresh Yadav @ Suresh Choudhary S/o Late Ramayan Chowdhary,
Resident of village- Kukurmukka, P.S.- Gopalganj, District- Gopalganj

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hemant Kumar

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

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 18-05-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the

offences punishable under Section 364A/34 of the Indian Penal

Code.

The trial court has reported that petitioner has been

lodged in Gopalganj Jail in connection with Sessions Trial No.

320 of 2009 and due to non production of the petitioner before the

trial court, his case could not be committed to the court of

Sessions as yet. The trial court has also reported that production

warrant has already been issued in respect of the petitioner but the

jail authorities failed to produce him before the trial court.

The trial court is directed to write a letter to I.G, Prison directing him to ensure the production of the petitioner in his court within two weeks from the date of receipt/production of copy of letter of the concerned court and after production of the petitioner, the trial court must commit the case of the petitioner to the court of Sessions within four weeks.

Considering the aforesaid facts and circumstances as well as submissions of the parties, I am not inclined to release the petitioner on bail, at least, at this stage and hence, his prayer for bail in connection with Paharpur P.S. Case No. 99 of 1996 pending in the court of Chief Judicial Magistrate, Motihari stands rejected.

However, the petitioner may renew his prayer for bail after framing of the charge.

(Hemant Kumar Srivastava, J)

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