

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.23807 of 2016

Arising Out of PS.Case No. -326 Year- 2015 Thana -
DUMRAUN District- BUXAR

=====

Madhuri Devi, wife of Ghanshyam Dubey, Resident of
Mohalla- Machharhatta Gali, Dumraon, Police Station-
Dumraon, District- Buxar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Kuldeep Saini @ Kuldeep Kumar, son of Suraj Saini,
Resident of Mohalla- Machharhatta Gali, Dumraon, Police
Station- Dumraon, District- Buxar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Ahmad Ali (App)

=====

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH**

ORAL ORDER

2 29-11-2016 Heard the parties.

This application has been filed, under Section
439(2) of the Code of Criminal Procedure, seeking
cancellation of bail granted to opposite party No. 2 by an
order, dated 26.04.2016, passed by the learned Additional
District and Sessions Judge-Ist, Buxar, in connection with
Dumraon P.S. Case No. 326 of 2015, registered for the

offences punishable under Sections 147, 148, 149, 341, 323, 324 and 307 of the Indian Penal Code.

I have perused the application carefully. There is no allegation that after having been released on bail, opposite party No. 2 ever misused the privilege of bail.

The bail granted to opposite party No. 2 is being sought to be cancelled on the ground that it was wrongly granted by the learned court below. I do not find it to be a good ground for cancellation of bail, in the facts and circumstances of the present case.

This application is, accordingly, rejected.

(Chakradhari Sharan Singh, J.)

Praveen-II/-

U		T	
---	--	---	--