# IN THE HIGH COURT OF JUDICATURE AT PATNA
## Criminal Miscellaneous No.47890 of 2015

Arising Out of PS.Case No. -119 Year- 2014 Thana -KOILWAR District- BHOJPUR

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1. Santosh Singh Son of Late Vindhyachal Singh, resident of Village- Rajputana Pachaina, P.S.- Koilwar, Distt- Bhojpur.

.... .... Petitioner/s

Versus

1. The State of Bihar

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

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**Appearance :**
For the Petitioner/s : Mr. Rajeev Kumar Sinha
For the Opposite Party/s Mr. Binod Kumar 2 (App)

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA**

ORAL ORDER

4 17.02.2016 Heard learned counsel for the petitioner as well as learned Addl. Public Prosecutor for the State.

Taking into consideration that petitioner happens to be the main assailant, I am not inclined to release him on bail and hence, his prayer for bail in connection with Koilwar P.S. Case no. 119/2014 is, again, rejected.

Learned Chief Judicial Magistrate, Bhojpur at Ara has reported vide letter no. 264/16 dated 10.2.2016 that due to non-appearance of co-accused Bipin Singh, case of the petitioner could not be committed to the court of sessions and moreover, case record has already been transferred to Addl. Chief Judicial Magistrate VII, Ara.

In the aforesaid circumstance, Addl. Chief Judicial Magistrate VII, Ara/ concerned court is directed to commit the case of the petitioner to the court of sessions within two weeks in accordance with law from the date of receipt/production of a copy of this order

even by separating the case of the petitioner from other accused.

shahid (Hemant Kumar Srivastava,J)

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