

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48558 of 2016

Arising Out of PS.Case No. -284 Year- 2014 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

=====

Oshiyar Sahani, son of Late Chandrama Sahni, resident of village-
Kalyanpur Madhubani, P.S. Sidhwalia, District- Gopalganj.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Anang Mohan Sinha, Advocate

For the Opposite Party : Mr. Sri Sanjay Kumar Tiwary (APP)

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

ORAL ORDER

2 16-11-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner wants to renew the prayer of bail,
which was earlier rejected by order dated 05.04.2016 passed in Cr.
Misc. 3455 of 2016, on the ground that the petitioner is suffering
in custody since 30.09.2015, he has not been put on T.I.P., the
alleged Bolero was not recovered from the conscious possession
of the petitioner rather it was recovered from in front of the house
of the petitioner, other co-accused have been allowed bail, the trial
has not been concluded within six months as per order dated
05.04.2016 and up till now only one witness has been examined.

The learned APP fairly submits that the trial has not
been concluded as yet.

In the facts and circumstances stated above, now the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of the learned 9th A.D.J., East Champaran at Motihari, arising out of S.Tr. No. 420 of 2016/ S.Tr. No. 12 of 2016, in connection with Motihari Town P.S. Case No. 284 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.)

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