

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38536 of 2016

Arising Out of PS.Case No. -251 Year- 1997 Thana -MADHEPURA District- MADHEPURA

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1. Shatrughan Yadav S/o late Bindeshwari Yadav Resident of Village-
Sukhashan PS. Singheshwar District Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh

For the Opposite Party/s : Mr. Smt. Madhuri Lata

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 16-09-2016 Learned counsel for the petitioner is permitted to make

necessary correction in Para- 13 of the petitioner within course of

the day.

Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

It is a case of misuse of privilege of bail and it appears

from perusal of the impugned order that petitioner failed to appear

before the trial court on 15.03.2013 resulting cancellation of his

bail bonds and subsequently, after exhausting all the processes,

petitioner was declared absconder. However, on the strength of

process issued in the present case, petitioner was remanded in this

case on 20.04.2016 from G.R.No.1183 of 1997. It appears that the

learned Sessions Judge, Madhepura failed to take note of this fact

that charge against the petitioner was framed on 03.05.1998 and he had been attending trial court since the date of framing of the charge but even after passing several years, the trial court failed to conclude the trial of the petitioner.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st class, Madhepura in connection with Madhepura P.S. Case No. 251 of 1997 corresponding to G.R Case No.1183 of 1997.

(Hemant Kumar Srivastava, J)

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