

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3338 of 2016

Arising Out of PS.Case No. -174 Year- 2014 Thana -SAHAR District- BHOJPUR

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Lallu Singh, son of late Manan Singh, Resident of Village- Inrukhi, Police
Station- Sahar, District- Bhojpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramashray Roy

For the Opposite Party/s : Mr. Raj Ballabh Singh(App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 27-01-2016

Heard both sides.

This is the second attempt of the petitioner to seek
bail in Sahar P.S. case no. 174 of 2014, registered under Sections
364, 302 and 201/34 of the IPC.

Vide order dated 22.06.2015 passed in Cr. Misc.
no. 14817 of 2015, this court while rejecting the prayer for bail of
the petitioner observed as under:

“If no substantial progress in the case
is made within six months from the date of
receipt/communication of a copy of this
order, the petitioners shall have liberty to
renew their prayer for bail.”

A supplementary affidavit has been filed enclosing
the order dated 12.01.2016 passed by the learned Additional
District and Sessions Judge, Bhojpur at Arrah in Sessions Trial no.
210 of 2015. It appears that on 12.01.2016, the charges have been

framed.

Contention of the petitioner is that no substantial progress has been made in this case and as such he deserves bail. It is also stated that he is in custody since 19.11.2014.

Learned APP for the State, on the other hand, opposed the prayer.

Considering the facts and circumstances of the case, this Court, while declining the prayer made in this application, dispose of the application by the following order:-

Let the trial Court in seisin of the matter endeavour to examine all material prosecution witnesses within four months from the date of receipt/ production of a copy of this order, failing which the petitioner, named above, shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J. 3rd Bhojpur at Ara in connection with Sessions Trial no. 210 of 2015, arising out of Sahar P.S. case no. 174 of 2014, subject to the following conditions:-

- (i) One of the bailors shall be the own/close family member of the petitioner.
- (ii) In the event of grant of bail, he shall regularly attend the Court in person. In case

of default in doing so on two consecutive dates the trial Court shall have liberty to cancel the bail bond of the petitioner and secure his arrest in accordance with law.

Shyam/-

(Kishore Kumar Mandal, J)

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