

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.8061 of 2017

Arising Out of PS.Case No. -445 Year- 2015 Thana -HARSIDHI District-
EASTCHAMPARAN(MOTIHARI)

=====

Ashok Prasad @ Ashok Bhagat Son of Ram Nath Bhagat, Resident of
Village- Koilahara Math, Police Station- Madhuban, District- East
Champaran. Petitioner

Versus

The State of Bihar Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Sri Tapeswar Sharma

=====

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

ORAL ORDER

2 22-02-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner wants to renew his prayer of bail, which
was earlier rejected vide order dated 14.07.2016 passed in Cr.
Misc. No. 24761 of 2016, on the ground that the petitioner is
suffering in custody since 11.02.2016, nothing has been recovered
from possession of the petitioner, he has not been put on test
identification parade, besides confessional statement and criminal
antecedent there is nothing against the petitioner and further the
trial has not been concluded within six months as given by this
Court and the petitioner was given liberty to renew his prayer of
bail, up-till-now not even a single prosecution witness has been
examined and in near future the trial is not likely to be concluded
and as such the petitioner deserves sympathetic consideration.



Learned APP submits that the petitioner has got criminal antecedent.

In the facts and circumstances stated above, considering that the trial has not been concluded within the time given by this Court and nothing has been recovered from possession of the petitioner, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge, East Champaran at Motihari in Sessions Trial No. 726 of 2016 arising out of Harsidhi P.S. Case No. 445 of 2015, 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)

avin/-

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

