

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21709 of 2017

Arising Out of PS.Case No. -13 Year- 2016 Thana -BARBIGHA District- SEKHPURA

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Tantan Singh, Son of Bhushan Singh, Resident of Village- Pinjari, P.S.-
Barbigha, District- Sheikhpura.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Anjani Pd. Singh, Advocate.
For the informant : Mr. Bipin Kumar, Advocate.
For the State : Mr. Rajesh Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 17-05-2017

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in Barbigha P.S. Case No. 13 of
2016 instituted for the offence under Sections 341, 323, 324, 325, 326
and 307/34 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that other
co-accused have been granted bail by coordinate Benches of this Court
vide order dated 8.2.2017 and 22.2.2017 passed in Cr. Misc. 5319 of
2017 and 49978 of 2016 respectively.

As per written report there is specific allegation against
Bhushan Singh of attempting to cut the neck of father of the informant
with sword and when he saved his neck by his right hand, his elbow
was cut and fell down on the ground. It is alleged that the petitioner
and another co-accused also assaulted the father of the informant.
Bhushan Singh has already been granted bail by a coordinate Bench of



this Court vide order dated 22.2.2017 passed in Cr. Misc. 49978 of 2016.

Learned counsel for the opposite party No. 2 has appeared and submitted that trial is in progress and Investigating Officer and Doctor are to be examined in this case.

In such circumstances, since other co-accused with similar allegation have been granted bail by this Court, prayer for bail of the petitioner is allowed. Let the petitioner above named, 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 learned 1st Additional District and Sessions Judge, Sheikhpura, in connection with Barbigha P.S. Case No. 13 of 2016, subject to the condition that both the bailors will be the close relatives of the petitioner.

Petitioner is directed to remain physically present in the court below on each and every date of trial and he will not make attempt to tamper with the evidence or delay the trial, otherwise bail bond of the petitioner will be liable to be cancelled.

The trial court is directed to expedite the trial and make efforts to conclude the same preferably within a period of six months since only the Doctor and Investigating Officer are to be examined in the case.

(Sanjay Priya, J)

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