

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19345 of 2017

Arising Out of PS.Case No. -3 Year- 2001 Thana -KHUSRUPUR District- PATNA

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Dholan Sao S/o Late Ram Chandra Sao Resident of Village - Govindpur,
P.S. - Fatuha, District - Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dhananjaya Nath Tiwari

For the Opposite Party/s : Mr. Chandrasen Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 21-06-2017 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case, initially, registered for
the offences punishable under Sections 302, 201/34 of the Indian
Penal Code and subsequently, Sections 396/411 of the Indian
Penal Code were also added.

Earlier the prayer for bail of the petitioner was
rejected by this court taking note of his previous conduct as the
present case was lodged in the year 2001 but he could be
remanded in this case on 09.05.2016 i.e. after 15 years of the
occurrence.

It is obvious from perusal of the first information
report that the present case was lodged against unknown person



and the impugned order goes to show that name of petitioner came in confessional statement of co-accused and it appears from the impugned order that except confessional statement of co-accused, there appears to be nothing against the petitioner. Moreover, charge against the petitioner has already been framed.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of 1st Additional Sessions Judge, Patna City in connection with Sessions Trial No. 758 of 2001 arising out of Khusrupur P.S. Case No. 03 of 2001, subject to condition that one of the sureties must be close relative of the petitioner and furthermore, petitioner shall attend the trial court on each and every date in person for the period of nine months or till conclusion of his trial whichever is earlier and if he fails to do so on three consecutive dates without any genuine cause, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Hemant Kumar Srivastava, J)

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