

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44561 of 2017

Arising Out of PS. Case No.-54 Year-2016 Thana- KATORIA District- Banka

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Guru Mahto @ Gurudeo Mahto @ Garu Mahto @ Gurudeo, Son of Late
Kunni Mahto, resident of Village- Kumbhabank, P.S. Katoria (Jaipur),
District- Banka.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Brij Nandan Prasad, Adv.

For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 01-11-2017 Heard Sri Brij Nandan Prasad, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

This is second attempt for grant of bail on behalf of the
petitioner. The petitioner is in custody since 03.06.2016 in
Katoria (Jaipur) P.S. Case No.54/2016, corresponding to
Sessions Trial No.314/2017. Earlier the prayer for bail of the
petitioner was rejected on 15.12.2016 vide Cr.Misc.No.44122 of
2016. The prayer for grant of bail of the petitioner was rejected
for the present.

Learned counsel for the petitioner submits that despite the
petitioner has sufficiently remained in custody, till date not even
single witness has been examined.

In this case, earlier a report was called for, which has been



received and kept at Flag-A. On perusal of the report itself, it is evident that no witness has been examined till date.

Considering the period of custody as well as earlier observation made in the order dated 15.12.2016 passed in Cr.Misc.No.44122 of 2016, let the petitioner, namely, Guru Mahto @ Gurudeo Mahto @ Garu Mahto @ Gurudeo 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 Addl. Sessions Judge, Banka in connection with Katoria(Jaipur) P.S. Case No.54/2016 with conditions that (i) one of the bailors must be blood relation of the petitioner and (ii) during trial, the petitioner shall remain physically present before the trial court on each and every date. If continuously on two dates the petitioner remains absent without prior permission of the trial court, his bail bond shall stand automatically cancelled.

(Rakesh Kumar, J)

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