

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 22977 of 2017

Arising Out of PS.Case No. -159 Year- 2016 Thana -MUZAFFARPUR SADAR District-
MUZAFFARPUR

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Virendra Rai @ Virendra Kumar Rai @ Pahari, S/o Bharat Rai, Resident
of Village- Bishwanathpur, P.S.- Dumara, District- Muzaffarpur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Raju Kumar

For the State : None

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 26-07-2017 Heard Sri Raju Kumar, learned counsel for the
petitioner. None appeared on behalf of State.

The sole petitioner, who is in custody since
19-03-2016, has renewed his prayer for grant of bail. Earlier, by
order dated 06-12-2016, vide Cr. Misc. No. 40941 of 2016, the
prayer for bail of the petitioner was rejected.

Learned counsel for the petitioner submits that even
after rejection of prayer for bail of the petitioner, one of the co-
accused namely Rahul Kumar has already been granted bail by
order dated 22-02-2017 passed in Cr. Misc. No. 750 of 2017. He
submits that besides co-accused Rahul Kumar, one another
accused Santosh Sah was also earlier granted bail (Annexure – 3).

In this case, by order dated 10-05-2017, a report was



called for from the court below regarding stage of the case, which has been received and kept at flag 'G'. The report suggests that in the case, till date charge has not been framed.

Considering the period of custody as well as the fact that after rejection of prayer for bail, one of the co-accused has been granted bail and the fact that till date charge has not been framed, let the petitioner namely Virendra Rai @ Virendra Kumar Rai @ Pahari be enlarged 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 Chief Judicial Magistrate, Muzaffarpur in connection with Muzaffarpur Sadar P.S. Case No. 159 of 2016, with condition that one of the bailor must be blood relation of the petitioner and during trial, the petitioner shall remain physically present on each and every date. If continuously on two dates, without prior permission of the trial court, the petitioner remains absent, his bail-bond shall stand automatically cancelled.

(Rakesh Kumar, J.)

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