

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 13043 of 2017

Arising Out of PS.Case No. -180 Year- 2016 Thana -MALSALAMI District- PATNA

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Anil Kumar, Son of Bishun Dev Rai, Resident of Didarganj, Chekpost
under over Bridge, P.S. Didarganj, District-Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. S.K.Lal

Mr. Pramod Kumar

For the Opposite Party/s : Mr. Sri Sakir Ahmad

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 29-03-2017 Heard Sri S.K.Lal, learned counsel assisted by Sri
Pramod Kumar, learned counsel for the petitioner and learned
Addl. Public Prosecutor.

The petitioner has renewed his prayer for bail in
Special Case No. 38 of 2016, arising out of Malsalami P.S. Case
No. 180 of 2016, in view of observation given by this Court on
06-12-2016 in Cr. Misc. No. 41742 of 2016. While rejecting
earlier prayer for bail of petitioner, in view of nature of accusation
i.e. allegation of recovery of two cartridges and one kilogram
Ganja, which was much below the smaller quantity, this Court had
observed that the petitioner can renew his prayer for bail after
completion of eight months in the judicial custody.

It was submitted by learned counsel for the



petitioner that petitioner is in custody since the month of July, 2016 and he has spent more than eight months in custody.

Considering the fact that earlier, while rejecting the prayer for bail, this Court had already granted liberty to the petitioner to renew his prayer for bail after completion of eight months in the custody, there is no reason to deny the prayer for bail.

Let the petitioner namely Anil Kumar 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 Additional Sessions Judge – II, Patna in connection with Special Case No. 38 of 2016, arising out of Malsalami P.S. Case No. 180 of 2016.

(Rakesh Kumar, J.)

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