

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1875 of 2017

Arising Out of PS.Case No. -145 Year- 2016 Thana -PAKRIDAYAL District-
EASTCHAMPARAN(MOTIHARI)

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1. Madan Sahani @ Madan Sahni, son of Kuis Sahani, Resident of Village-
Majhar Godhia Tola, Police Station- Pakari Dayal, District- East
Champaran.

.... Appellant/s

Versus

1. The State of Bihar. null null

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Dhurendra Kumar

For the Respondent/s : Mr. Sri Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 05-07-2017 The appellant seeks regular bail in connection with

Pakaridyal P.S.Case No.145 of 2016, registered for offences

punishable under Sections 147, 149, 341, 323, 325, 354(A), 436,,

504, 506 and 120(B) of the Indian Penal Code and Section

3(v)(xi)(xv) of SC/ST (POA) Act.

The appellant had earlier moved before this Court for
grant of bail, which was rejected by order dated 19.05.2017 passed
in Cr. Appeal No.974 of 2017 (S.J.) with an observation that ‘*he
will renew his prayer for bail after framing of charge*’.

It is submitted on behalf of the appellant that now the
charge has been framed, which will appear from Annexure-5 and
the petitioner has also remained in custody for about seven
months.

Heard learned Special P.P. also.

Having heard both sides in view of the above facts and



circumstances, this appeal is allowed.

Let the appellant above named, be released on bail on furnishing bail bonds of Rs.25,000 (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of 1st Additional Sessions Judge-cum-Special Judge, S.C./S.T., East Champaran, Motihari in connection with Pakaridyal P.S.Case No.145 of 2016, after setting aside order dated 03.06.2017 passed by the learned 1st Additional Sessions Judge-cum-Special Judge S.C./S.T. (POA) Act, East Champaran, Motihari in Pakaridyal P.S.Case No.145 of 2016, subject to the following conditions:-

- (i) One of the bailors of the appellant shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The appellant will not induce any witness or tamper with the evidence.
- (iii) The appellant shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution will be free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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