

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26389 of 2017

Arising Out of PS.Case No. -189 Year- 2015 Thana -KASBA District- PURNIA

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Md. Ekram @ Ekram son of Late Islam R/o Ram Nagar P.S. Amour, Dist.
Purnia

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh

For the Opposite Party/s : Mr. Sri Sadanand Paswan

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 12-07-2017 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner wants to renew his prayer of bail which was earlier rejected vide Criminal Misc. No. 58366 of 2015 by order dated 03.03.2016 by this Court on the ground that the petitioner is suffering in custody since 23.07.2015 and the victim has been examined as P.W.-9 during trial vide S.T. No. 151 of 2016 but she has not identified the petitioner present in the Court, vide annexure-3 and, as such, now the petitioner deserves sympathetic consideration. Co-accused Md. Muntasir @ Mutsir @ Muharram has been allowed bail on that ground.

The learned A.P.P. submits that the victim due to the reason best known to her is not supporting the prosecution case during trial.



In the facts and circumstances stated above, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Additional Sessions Judge, Purnea in connection with S.T. No. 151/2016 arising out of Kasba P.S. Case No. 189 of 2015, subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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