

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41362 of 2017

Arising Out of PS.Case No. -447 Year- 1998 Thana -DANAPUR District- PATNA

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1. Rajiv Kumar Yadav @ Mantu Son of Mohanlal Yadav, R/o Mohalla-
Behind of Marwari School, Patna City, P.S.- Chowk, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad

For the Opposite Party/s : Mr. Sri Nityanand Tiwary

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 06-11-2017 The petitioner seeks regular bail in connection with

Danapur P.S. Case No. 447 of 1998, registered for offences

punishable under Sections 307, 353 and 34 of the Indian Penal

Code.

This is a case of misuse of privilege of bail for more than
fifteen years.

Submission of learned counsel for the petitioner that he
had been living outside the State in connection with earning his
livelihood and he could not make pairvi in the case and he could
not know about the cancellation of his bail bonds as the pairvikar
also did not inform him. It has also been submitted by learned
counsel for the petitioner that after knowing about the cancellation
of his bail bonds, petitioner himself surrender on 15.07.2017 and



since then he has been in judicial custody.

Having heard both sides, considering the fact and circumstances of the case and also in this case there is long misuse of privilege of bail as such, I am not inclined to release the petitioner on bail rather this application is disposed of with direction to the A.D.J. –II, Danapur to expedite the trial and try to conclude the same within a period of four months and if the trial is not concluded within the aforesaid period, he shall release the petitioner on bail to his own satisfaction.

(Vinod Kumar Sinha, J)

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