

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60796 of 2017

Arising Out of PS. Case No.-642 Year-2015 Thana- SHASTRINAGAR District- Patna

SAHDEO KUMAR SAHNI @SAHDEO SAHNI @ CHHEDI KUMAR
SAHNI @ AKASH @ DANISH S/o Late Dasrath sahani, R/o Village-Supaul
Bazar, Hatgachhi, P.S.-Biraul, District-Darbhanga at Present Resident of
Mohalla-Phulwarisharif, Khalilpura, P.S. Phulwari, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ramakant Sharma, Sr. Advocate Mr. Nikhil Kumar Agrawal Mr. Santosh Kumar
For the Opposite Party/s	:	Mr. SRI SURENDRA PRASAD SINGH

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

ORAL ORDER

2 20-12-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner wants to renew his prayer of bail, which was
earlier rejected vide order dated 01.07.2016 and 10.05.2017
passed in Cr. Misc. No. 21871 of 2016 and 19226 of 2017
respectively, on the ground that the petitioner is in custody since
05.01.2016 having no criminal antecedent, other co-accused
persons have been allowed bail, besides recovery of one SIM
there is no legal and tangible material against the petitioner,
further the trial has not been concluded within the stipulated
period and up-till now no prosecution witness has been
examined which is evident from the impugned order dated



13.11.2017 and as such the petitioner deserves sympathetic consideration.

Learned APP fairly submits that the trial has not been concluded within the stipulated period.

In the facts and circumstances stated above, considering that up-till now no prosecution witness has been examined and in near future the trial is not likely to be concluded and there is no chance of tampering with prosecution evidence, the petitioner above named is directed to be released on bail on execution of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge VIII, Patna in Sessions Trial No. 374 of 2016 arising out of Shastrinagar P. S. Case No. 642 of 2015, subject to the conditions that one of the bailors must be a 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.

avin/-

(Jitendra Mohan Sharma, J)

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