

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12537 of 2017

Arising Out of PS.Case No. -47 Year- 2016 Thana -CHAND District- BHABHUA (KAIMUR)

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Samiuddin Ansari, Son of Samsuddin Ansari, Resident of Village-
Karwandiya, Police Station- Chand, District- Kaimur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Pathak

For the Opposite Party/s : Mr. Sri Satyendra Prasad

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 22-03-2017 Heard Sri(Dr.) Amrendra Kumar, learned counsel,

assisted by Sri Rajesh Kumar Pathak, learned counsel for the

petitioner.

This is the second attempt for grant of bail on
behalf of the petitioner in Chand P.S. Case No.47 of 2016,
G.R.No.1207 of 2016 corresponding to Sessions Trial No.52 of
2017 registered for the offence under Section 302/34 of the Indian
Penal Code. Earlier, the prayer for bail of the petitioner was
rejected on 22.10.2016 vide Cr.Misc.No.43135 of 2016.

Learned counsel for the petitioner submits that save
and except the petitioner, all other accused persons have already
been granted bail. He submits that one of the co-accused, against
whom there was similar allegation like the petitioner, was granted
bail subsequent to rejection of prayer for bail of the petitioner. He



submits that co-accused Manish Churi Farosh has been granted bail on 08.11.2016 vide Cr.Misc.No.37698 of 2016. Dr. Kumar, learned counsel appearing on behalf of the petitioner has specifically referred to the statement made in paragraph-16 of the present petition. It was submitted that co-accused Manish Churi Farosh having similar allegation has been granted bail subsequent to rejection of prayer for bail of the petitioner.

Considering the fact that almost all the accused have been granted bail and even one of the accused, whose case is almost similar to the case of the petitioner , has been granted bail subsequent to rejection of prayer for bail of the petitioner, there is no reason to further detain the petitioner. Let the petitioner, namely, Samiuddin Ansari be released 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 Sessions Judge, Kaimur at Bhabua in connection with Chand P.S. Case No.47 of 2016, G.R. No.1207 of 2016 corresponding to Sessions Trial No.52 of 2017 with conditions that (i) one of the bailors must be blood relation of the petitioner and (ii) during trial , the petitioner shall remain physically present on each and every date. If continuously on two dates the petitioner fails to appear before the trial court without prior permission of the trial court, his bail bond shall stand



automatically cancelled.

(Rakesh Kumar, J)

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