

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44855 of 2017

Arising Out of PS.Case No. -37 Year- 2011 Thana -JADIA District- SUPAUL

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Satya Narain Mallah, Son of Saryug Mallah, Resident of Village- Khute,
P.S.- Jadia, District- Supaul.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Arun, Advocate

For the Opposite Party : Mr. Sri Bharat Bhushan (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 20-09-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner wants to renew his prayer of bail,
which was earlier twice rejected by order dated 24.06.2016 and
10.05.2017 passed in Cr. Misc. 17390 of 2016 and Cr. Misc. No.
19353 of 2017 respectively, on the ground that the petitioner is
suffering in custody since 13.01.2016. The direction was given to
conclude the trial within three months, but the trial has not been
concluded and liberty was given to the petitioner to renew his
prayer for bail, but up till now only four prosecution witnesses
have been examined and, as such, in near future the trial is not
likely to be concluded.

The learned A.P.P. submits that deceased before his



death has stated the name of the petitioner that the petitioner was assailant.

In the facts and circumstances stated above, considering that the trial has not been concluded and, as such, the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of the learned A.D.J. F.T.C.-IIInd, Supaul, in connection with S.Tr. No. 55 of 2016, arising out of Jadia P.S. Case No. 37 of 2011, 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.

(Jitendra Mohan Sharma, J.)

Rajiv/-

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