

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32920 of 2018

Arising Out of PS.Case No. -39 Year- 2016 Thana -RAMGARHWA District-
EASTCHAMPARAN(MOTIHARI)

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Ajay Kumar Upadhyay, son of Late Ramakant Upadhyay, resident of
village Nawada Gopalpur, P.S. Madhuban, District Mau (U.P.)

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ratanakar Jha

For the Opposite Party/s : Mr. Jai Narain Thakur

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 18-07-2018 Earlier prayer for bail of the petitioner was rejected by

this Court vide order dated 12.7.2017 passed in Cr.Misc.No.27309

of 2017. There is recovery of huge amount of fake currency from

the petitioner and other accused persons.

Submission of learned counsel for the petitioner is that

there was direction to conclude the trial within a period of nine

months but trial has not been concluded till date and petitioner is

in custody since 8.8.2016. Further submission is that co-accused

has been granted bail by a co-ordinate Bench of this Court vide

order dated 23.3.2018 passed in Cr.Misc.No. 62965 of 2017.

Heard learned APP, who has opposed the prayer for bail

on the ground that report shows that five witnesses have been

examined and the case is pending for examination of only three

witnesses.



Having heard both sides and in the facts and circumstances, as stated above, and considering the period of custody, let the petitioner, named above, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of 9th Additional Sessions Judge, Motihari, in connection with Sessions Trial No. 489 of 2017, arising out of Ramgarhwa P.S.Case No. 39 of 2016, subject to the conditions that one of the bailors shall be a local person having sufficient immoveable properties within the jurisdiction of court concerned and petitioner has to co-operate in disposal of trial and appear in court as and when required, otherwise his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

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