

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57191 of 2017

Arising Out of PS.Case No. -122 Year- 2016 Thana -THARTHARI District- NALANDA
(BIHARSHARIFF)

=====

1. Sharwan Bind S/o Late Ram Bhaju Jamadar, R/o Village- Mahtarwa,
P.S.- Tharthari, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Harsh Anuj, Advocate

For the Opposite Party/s : Mr. Ram Bachan Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 01-02-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with
Tharthari P.S. Case No.122 of 2016, giving rise to Sessions Trial
No.203 of 2017, a case under Sections
341/323/325/447/448/379/302/307/504/34 of the Indian Penal
Code.

The petitioner and co-accused Sudhir Jamadar
allegedly assaulted with rod to the husband of the informant as a
result whereof he died subsequently.

Submission of the learned counsel for the
petitioner is that petitioner is full brother of the deceased. There is
case and counter case. Allegation is not specific. The petitioner is



in custody since 02.01.2017.

Learned counsel for the informant opposed the prayer for bail on the ground that three prosecution witnesses have already been examined during trial and the trial is likely to be concluded within six months.

If the trial would not be concluded within the aforesaid period, let the petitioner, above named, shall be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with the aforesaid case, with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

Let a direction should go to the Superintendent of Police, Nalanda at Biharshariff, to ensure production of all the prosecution witnesses within the time specially the official witnesses.

Accordingly, the application stands disposed of.

(Birendra Kumar, J)

Mkr./-

U		T	
---	--	---	--

