

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50745 of 2017

Arising Out of PS.Case No. -491 Year- 2016 Thana -MUZAFFARPUR SADAR District-
MUZAFFARPUR

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Gurprit Singh

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Babita Kumari

For the Opposite Party/s : Mr. Sri Manish Kumar 2

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

5 03-01-2018

Heard.

The petitioner seeks bail in Sadar P.S. Case No. 491 of 2016 registered under Sections-272, 273 of the Indian Penal Code and Sections-47/51/52/53/54/57 of Bihar Excise Act, 2016.

Earlier prayer for bail of the petitioner was rejected by this court vide order dated 30-03-2016 passed in Cr. Misc. No. 8997 of 2016 with liberty to the petitioner to renew his prayer for bail if no substantive progress is made in the trial.

The report as called for, has been received from the court below from which, it appears that charge has been framed on 11-12-2017 and the case is fixed for evidence.

From the written report, it appears that the petitioner was a truck driver who was arrested on the date of occurrence itself. It is mentioned in para-17 of the petition that the petitioner



is in custody since 07-09-2016.

In such circumstances, keeping in view the period spent by the petitioner in jail custody and also the fact that only charge has been framed in the case, prayer for bail of the petitioner is allowed. The petitioner named above is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Sadar P.S. Case No. 491 of 2016 to the satisfaction of the learned Special Judge, Excise Act, Muzaffarpur subject to conditions that both the bailors should be close relative of the petitioner.

The petitioner will remain present on each and every date fixed in the case and will not make attempt to tamper the evidence and to delay the trial, otherwise his bail bond will liable to be cancelled.

(Sanjay Priya, J)

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