

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39036 of 2018

Arising Out of PS.Case No. -198 Year- 2015 Thana -MANSI District- KHAGARIA

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Pappu Yadav, Son of Shashi Yadav, Resident of Village- Thatha, P.S.-
Mansi, District- Khagaria.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Indrajit Kumar

For the Opposite Party/s : Mr. Sri Anand Kishore Choudhary

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

4 12-09-2018 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

This is the second round of litigation. Earlier bail of
the petitioner was rejected vide order dated 15.09.2017 passed in
Cr. Misc. No. 35571 of 2017.

Petitioner is languishing in judicial custody since
09.07.2016 in connection with S.C. No. 355 of 2016 arising out of
Mansi P.S. Case No. 198 of 2015 for offences punishable under
Sections 302, 341, 147, 148, 149 of the Indian Penal Code and
Section 27 of the Arms Act.

Allegation upon the petitioner is of firing on the informant's
brother Manoj Yadav (deceased) on the head along with co-accused and
thereafter also firing another shot which hit the deceased



on his back.

A report was called for from the court of the learned Additional Sessions Judge-1st, Khagaria, who has reported vide report dated 28.07.2018 that the matter is at argument stage and trial will be concluded within three months.

Under such circumstances, I am not inclined to grant privilege of bail to the petitioner at this stage in connection with S.C. No. 355 of 2016 arising out of Mansi P.S. Case No. 198 of 2015, pending in the court of learned Additional Sessions Judge-1st, Khagaria.

The application is, accordingly, rejected. However, petitioner is at liberty to renew his prayer for bail after three months, if trial is not concluded by that time.

It is expected that the petitioner will cooperate in the hearing of the trial and any adjournment would be brought to the notice of this Court by the informant, if need arises.

(Nilu Agrawal, J)

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