

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6700 of 2018

Arising Out of PS. Case No.-270 Year-2017 Thana- KOTWALI District- Patna

Smt. Dev Kumari W/o Ram Kumar Chaudhary, R/o Village/Mohalla-
Laxminia, P.S.- Hathauri, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kr. Thakur & Ms. Babita Kumari
Advocates

For the Opposite Party/s : Mr. Sri Mukeshwar Dayal APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5 11-04-2018 Heard learned counsel for the petitioner and the State.

Prayer for bail of the petitioner was earlier rejected by
this Court vide order dated 11.10.17 passed in Cr. Misc No.
40515 of 2017.

Learned counsel for the petitioner has submitted that
petitioner was the principal of the alleged school from which it
is stated that boy Ganesh Kumar has passed intermediate
examination. This Court has by earlier order rejected the bail
of the petitioner by giving detail order. Therefore, facts of the
case is not required to be mentioned in the instant bail petition.

A report was called for from the Court below which has
been received. From the report, it appears that the case is
pending for examination of prosecution witnesses after framing



of the charge.

Learned counsel for the petitioner has submitted that Ganesh Kumar who has appeared and passed the intermediate examination has already been granted regular bail by a co-ordinate Bench of this court vide order dated 19.12.2017 passed in Cr. Misc. no. 61602 of 2017. It is further submitted that other accused persons have also been granted regular bail by a Co-ordinate Bench of this Court. The petitioner is in custody since 05.06.17

Therefore, keeping in view the period spent by the petitioner in custody and also the fact that trial has just commenced and not a single witness has been examined as per the report of the Court below, prayer for bail of the petitioner is allowed.

Let the petitioner, named above, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Patna in connection with Kotwali P.S. case no. 270 of 2017, subject to the condition that both the bailers will be the close relatives of the petitioner.

The petitioner in any manner will not try to hamper the trial by intimidating or influencing the witnesses and will



remain present on each and every date of trial. Any two subsequent defaults will result in cancellation of bail bonds in the Court below.

(Sanjay Priya, J)

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