

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6742 of 2018

Arising Out of PS.Case No. -207 Year- 2012 Thana -CHANPATIA District-
WESTCHAMPARAN(BETTIAH)

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1. Bhagelu Sah, Son of Late Badri Sah, Resident of Village - Garabhua
Lala Tola, Police Station - Sirisiya (O.P.), District - West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar No.-7

For the Opposite Party/s : Mr. Shyam Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 06-02-2018

Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 302/34 and 120B of the Indian
Penal Code.

This is a case of misuse of privilege of bail.

Submission is that this is first misuse for the
reason that the application of the petitioner filed under Section 317
of the Code of Criminal Procedure was rejected by the court below
as no one appeared on behalf of the petitioner on call.

Considering the aforesaid fact, let the petitioner,
above named, be released on bail on furnishing bail bond of
Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the
like amount each to the satisfaction of learned Court below where



the case is pending in connection with Sessions Trial No. 636 of 2013 arising out of Chanpatiya (Srisiya O.P.) Police Station Case No. 207 of 2012, subject to the condition that the petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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