

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7696 of 2019

Arising Out of PS. Case No.-254 Year-2018 Thana- KHAGARIA District- Khagaria

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BULLACK YADAV aged about 50 years (male) son of Chhati Yadav,
Resident of village- Mathar, P.S.- Muffasil, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Adv.
For the Opposite Party/s : Mr. Dr. Indihar Kumari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 27-03-2019 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks bail in connection with S.T.
No. 283 of 2018 arising out of Khagaria (Muffasil) P.S. Case
No. 254 of 2018/ G.R. No. 1090 of 2018 for the offence under
Sections 341, 342, 323, 325, 386, 307, 504/34 of the Indian
Penal Code.

Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has not
committed any offence. In fact, the occurrence took place on
21.04.2018 whereas the F.I.R. has been lodged on 27.04.2018
after lapse of five days which creates doubt over of the
prosecution version. Moreover charge has been framed in



this case but no witnesses have turned up till date and the petitioner is rotting in custody since 23.12.2018.

Learned A.P.P. has opposed the prayer for bail and submitted that there is direct allegation of assault against the petitioner and the petitioner has got a series of criminal antecedents.

Considering the facts and circumstances of the case, this Court is not inclined to grant the privilege of bail to the petitioner. Accordingly, the prayer for bail of this petitioner is rejected.

However, the trial court is directed to expedite the trial and try to conclude the same preferably within a period of six months from today and if the trial is not concluded within the aforesaid period, the petitioner may renew his prayer for bail.

(Arvind Srivastava, J)

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