

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69590 of 2018

Arising Out of PS. Case No.-97 Year-2016 Thana- KHANPURA District- Samastipur

Prashant Kumar @ Bhanu, Son of Uday Kumar, Resident of Village- Shahpur,
P.S. Khanpur, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar Pathak, Advocate.

For the Opposite Party/s : Mr. Arbind Kumar Pandey, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 02-01-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with Sessions
Trial No.718 of 2017, arising out of Khanpur P.S. Case No.97 of
2016, registered under Sections 364 and 365/120B of the Indian
Penal Code besides Sections 25(1-B) a, 26 and 35 of the Arms
Act.

Learned counsel appearing on behalf of the petitioner
submits that the prayer of the petitioner for grant of bail was
rejected twice by this Court, lastly, on 28.03.2018 passed in
Criminal Misc. No.63173 of 2017, with a direction to the court
of the Additional Sessions Judge, Samastipur, to conclude the
trial of the petitioner within eight months by taking all effective



steps and if the trial of the petitioner is not concluded within the aforesaid period of eight months, the petitioner would be at liberty to renew his prayer for bail. Now, while the period of more than eight months has already been elapsed but the trial of the petitioner has not been concluded as yet. The petitioner having no criminal antecedent is in custody since 22.09.2016.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Sessions Judge, Samastipur, in connection with Sessions Trial No.718 of 2017, arising out of Khanpur P.S. Case No.97 of 2016.

(Rajendra Kumar Mishra, J)

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