

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28644 of 2019

Arising Out of PS. Case No.-71 Year-2000 Thana- MARAUNA District- Supaul

BIRENDRA SAH Son of Late Ramdatt Sah, Resident of Village-Sakhua,
P.S.-Marauna, District-Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kuldeep Kumar

For the Opposite Party/s : Mr.Madhura Nand Jha

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 02-05-2019 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in Marauna P. S. Case No.
71 of 2000 instituted for the offence under Section(s) 147, 341,
323, 504 of the Indian Penal Code.

The petitioner is in custody since 13.3.2019. This is a
case of misuse of privilege of bail. This is a case registered for
the offence under Sections 147, 341, 323, 504 of the Indian
Penal Code. The Sessions Judge has mentioned in the
impugned order that substance of accusation has been
explained on 28.5. 2007 and the case was pending for
evidence . The petitioner did not appear from 15.4.2010 to
23.12. 2013 and thereafter the bail bond of the petitioner was
cancelled on 27.5. 2014.



The petitioner has sufficiently been punished for the laches on his part.

Considering the aforesaid, let the petitioner, above named, 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 the J.M. 1st Class, Supaul, in connection with Marauna P. S. Case No. 71 of 2000 subject to the following conditions:-

(i) Both the bailors shall be the close relative of the petitioner.

(ii) The petitioner shall be present on each and every date fixed by the Court and absence on two consecutive dates without valid reason will result in cancellation of bail bond of the petitioner.

(iii) If petitioner tamper with the evidence in the case, prosecution will be at liberty to move for cancellation of bail bond of the petitioner.

(Sanjay Priya, J)

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