

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40682 of 2019

Arising Out of PS. Case No.-7 Year-2003 Thana- MAHESI District- East Champaran

SUSHIL TIWARY @ SUSHIL TIWARI S/o Ratnesh Tiwary R/o village-
Bara Mangru, P.S.- Madhuban, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shakti Suman Kumar, Adv
For the Opposite Party/s : Mr.Akbar Ali, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 21-08-2019 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 of the Indian Penal
Code and 27 Arms Act.

Earlier prayer for bail to the petitioner was
refused by order dated 18.01.2018 passed in Cr. Misc.No.58519
of 2017 with a direction to the learned Trial Judge to expedite
and conclude the trial within nine months. The impugned order
reveals that the prosecution witnesses are yet to be examined.

Considering the fact that there is no chance of
conclusion of trial in near future, let the petitioner, above
named, be released on bail on furnishing bail bond of
Rs.20,000/- (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.737 of 2017 arising out of Mehshi P.S.Case No.07 of 2003, subject to the condition that both bailors shall be resident of territorial jurisdiction of the learned court below and further 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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