

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50462 of 2019

Arising Out of PS. Case No.-64 Year-2018 Thana- MAHILA PS District- Buxar

Kanchan Kumar @ Kanchan Kumar Singh, aged about 28 years, Male, Son
of Late Kanhaiya Singh Resident of Village - Kaithi Dera, P.S.- Bagan Gola,
District- Buxar

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Dr. Kamal Deo Sharma, Advocate
For the Opposite Party : Mr. Aditya Narayan Singh.1, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 06-11-2019 Heard learned counsel for the petitioner, learned
Additional Public Prosecutor for the State and perused the case
diary.

The petitioner is in custody in connection with
Sessions Trial No.75 of 2019 arising out of Buxar Mahila
P.S.Case No.64 of 2018 registered for an offence under Sections
341, 323, 504, 325, 307 and 498A/34 of the Indian Penal Code
and Section 3/4 of the Dowry Prohibition Act.

Earlier the prayer for bail of this petitioner was
rejected vide order dated 18.12.2018 passed in
Cr.Msic.No.64232 of 2018 to renew his prayer for bail after six
months, if no substantive progress is made in the trial.

Vide order dated 14.08.2019, a report was called for



from the learned Fast Track Court, Buxar about the present stage of the trial of the case and the same has been received vide letter no.1 of 2019 dated 26.08.2019 which reveals that the case is pending for evidence and the court is presently vacant.

It is submitted on behalf of the petitioner that petitioner is in custody since 08.08.2018 and the specific statement has been made in para-8 of the petition that the charge was framed on 27.05.2019 but till date not a single witness has been examined on behalf of the prosecution.

Considering the aforesaid facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Fast Track Court-I, Buxar in connection with Sessions Trial No.75 of 2019 arising out of Buxar Mahila P.S.Case No.64 of 2018 with following conditions:-

(i) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(ii) If the petitioner tamper with the evidence or the



witnesses of the case, in that case, prosecution will be at liberty
to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

B.Kr./-

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