

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.50489 of 2019**

Arising Out of PS. Case No.-407 Year-2015 Thana- BHAGALPUR KOTWALI District-  
Bhagalpur

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NIRANJAN KUMAR BHAGAT @ NIRANJAN KUMAR Son of Late  
Manik Chand Bhagat Resident of Village-Shankarpur (Madheli Diara), P.S-  
Alamnagar, District-Madhepura. ... .. Petitioner/s

Versus

The State of Bihar ... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ashok Kumar Jha, Advocate  
For the Opposite Party/s : Mr.Shailendra Kumar, Advocate

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA**  
**ORAL ORDER**

2      14-08-2019                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is in custody since 27.05.2016 in  
connection with Kotwali (Adampur) P.S. Case No. 407 of 2015  
registered for the offence under Section 384 of the Indian Penal  
Code.

The prayer for bail of the petitioner was earlier  
rejected vide order dated 16.05.2018 passed in Cr. Misc. No.  
22382 of 2018 with a direction to the trial Court to expedite the  
trial. However, the trial, as submitted at the Bar, has not yet  
been concluded. It is submitted that the maximum punishment  
that can be given in a case under Section 384 of the Indian Penal  
Code is three years which period of custody has already been  
undergone by the petitioner.

In view of such 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 Judicial Magistrate,  
1<sup>st</sup> Class, Bhagalpur in connection with Kotwali (Adampur) P.S.  
Case No. 407 of 2015.

**(Anjana Mishra, J)**

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