

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56521 of 2019

Arising Out of PS. Case No.-61 Year-2018 Thana- PHULPARAS District- Madhubani

Gulzar Miyan Son of Md. Ismail Miyan Resident of Village-Navtol, P.S-
Phulparas, District-Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.Mohammad Sufyan

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 12-09-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Petitioner is in custody in connection with S.T. No.
412 of 2018 arising out of Phulparas P.S. Case No.61 of 2018
for the offence under section 147, 148, 149, 341, 302, 504, 506
of the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner would submit that
this is the second attempt for bail. Firstly, the prayer for bail of
the petitioner was rejected by a coordinate bench of this Court
on 19.11.2018. While rejecting the prayer for bail, the Court
granted liberty to the petitioner to renew his prayer for bail after
nine months if the trial is not concluded within nine months.

Since, the trial is not concluded within time as
indicated by the court on 19.11.2018, the Court is inclined to



grant bail to the petitioner, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned ADJ, Jhanjharpur, in connection with S.T No. 412 of 2018 arising out of Phulparas P.S. Case No. 61 of 2018 subject to the condition that one of the bailors should be elected representative of the local body and the petitioner shall extend full cooperation in conclusion of the trial and without any cogent reason, the petitioner fails to attend the court proceeding, the court below shall be at liberty to cancel the bail bond of the petitioner.

(Anil Kumar Upadhyay, J)

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