

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63375 of 2019

Arising Out of PS. Case No.-360 Year-2017 Thana- FALKA District- Katihar

Subhash Yadav Son of Shatrudhan Yadav Resident of Village - Dira
Chandpur, P.S.- Falka (Pothiya), Distt.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bipin Kumar

For the Opposite Party/s : Mr.Ansar Ul Haque

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 17-10-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

The petitioner is in custody in connection with Falka
(Pothiya) P.S. Case No. 360 of 2017 for the offences under
Sections 307, 120(B) of the Indian Penal Code and Section 27
of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent and he is in custody since
26.03.2018. He further submits that earlier the petitioner has
approached this Court in Cr. Misc. No. 34278 of 2018 but his
prayer for bail was rejected with the observation that petitioner
may renew his prayer for bail if the trial is not concluded within
three months but till date trial has not been concluded.

Considering the fact that petitioner has no criminal



antecedent and he has remained in custody for nearly one year and six months, the Court is inclined to grant bail to the petitioner, let the petitioner, named above, be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of Court of learned Additional District and Sessions Judge-VII, Katihar in connection with ST No. 27 of 2019 (arising out of Falka (Pothiya) P.S. Case No. 360 of 2017), subject to condition that petitioner shall extend full cooperation in the Trial and if he fails to attend the Court proceeding on two consecutive dates without any cogent reason, the Court below shall be at liberty to cancel the bail bond of the petitioner.

(Anil Kumar Upadhyay, J)

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