

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16498 of 2020

Arising Out of PS. Case No.-517 Year-2018 Thana- NAUBATPUR District- Patna

RAMJIWAN DAS @ BADUR S/o Bond Das Resident of Tarama, P.S.-
Naubatpur, Distt- Patna.

... .. Petitioner

Versus

The State of Bihar Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ganesh Prasad Yadav, Advocate
For the Opposite Party/s : Mrs.Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 10-09-2020

As of now the Courts have not resumed normal physical hearing, the matter has been listed today for consideration through Video Conferencing.

The learned counsels are appearing and making submissions from their residence. The Court Master and Secretary are also part of this virtual court proceedings from their homes, all with the aid of audio visual technology.

Heard learned Counsel for the petitioner and the learned Counsel for the State.

Petitioner seeks bail in Naubatpur PS Case No. 517 of 2018 registered under Sections 448, 341, 323, 324, 326, 302, 337, 338 and 34 of the IPC.

The petitioner is accused of entering into the house of the informant with several other persons named in the FIR. The allegation is of indiscriminate assault leading to death of informant's husband during treatment.

The earlier application of the petitioner for bail in Cr. Misc. No. 32982 of 2019 was rejected on 17.8.2019, for the present. The prayer has been renewed.

It is submitted that the petitioner is already in custody for nearly two years. In the meantime other co-accused persons have been allowed bail in Cr. Misc. No. 4479 of 2019. It is also submitted



that there is no substantial progress in the trial.

Learned APP has opposed the prayer for bail.

Considering the rival submissions as also the facts and circumstances of the case, prayer for bail of the petitioner is allowed.

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 ACJM II, Danapur, Patna in Naubatpur PS Case No. 517 of 2018 subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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