

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12234 of 2021

Arising Out of PS. Case No.-319 Year-2014 Thana- KADAMKUAN District- Patna

RAVI KUMAR MISHRA @ RAVI MISHRA S/O DILIP MISHRA R/O
VILLAGE-BHADESER (BHADRESHWAR), POLICE STATION-
JOGBANI (BATHNAHA), DISTRICT-ARARIA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 16-08-2021 This matter is taken up for consideration through
Video Conferencing.

Heard learned counsel for the petitioner and the State.

The petitioner prays for grant of bail in a case
registered for the offence punishable under section 387 of the
Indian Penal Code.

Vide order dated 29.6.2021, a report was called for
regarding stage of trial which has been received and it discloses
that charges have already been framed and case is running for
evidence.

It is submitted on behalf of petitioner that petitioner is
in custody since 17.6.2019. It is further submitted that petitioner
was granted bail at initial stage by Addl. Sessions Judge on



01.11.2014 but this Court has cancelled the bail granted by the court below vide order dated 08.04.2016 passed in Cr. Misc. no. 17780/2015 and thereafter petitioner preferred SLP (Crl) no. 2763/2017 before the Hon'ble Supreme Court of India and the appeal was dismissed vide order dated 16.2.2017 with observation that the trial may be expedited and concluded as far as possible within a period of three months from the date of receipt of the copy of this Court, though the order was passed by the Apex Court on 16.2.2017 but even thereafter petitioner was remanded and he is in custody for more than two and half year and there is no progress in the trial.

Learned counsel for the State opposes the prayer for bail.

Considering the period of custody, this bail application is allowed. Let the petitioner 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 the Chief Judicial Magistrate, Patna in Kadamkuan P.S. Case no. 319/2014 on the following conditions.

(1) Petitioner shall co-operate 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 on his/her absence on two consecutive dates without sufficient reason,



his/her bail bond shall be canceled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Prabhat Kumar Singh, J)

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