

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31247 of 2021

Arising Out of PS. Case No.-307 Year-2016 Thana- BARACHATTI District- Gaya

Aditya Raj @ Aditya Raj Son Of Kartik Prasad @ Karthik Prasad Resident Of
Village - Ramgarhia (Ramgadhiya), Police Station - Nagar And District -
Bhojpur.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh, Advocate

For the Opposite Party/s : Mr.AK Singh, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 22-09-2021 Heard learned counsel for the petitioner and the State.

Earlier prayer for bail of the petitioner was refused by
this Court vide order dated 29.1.2020, passed in
Cr.Misc.No.68139/2019 .

From perusal of the trial court's report dated
28.8.2021 it appears that three witnesses have already been
examined so far and the case is pending for examination of
remaining witnesses.

Learned counsel for the petitioner submits that the
trial court in its earlier report dated 2.1.2020 had stated that the
trial is likely to be concluded within ten months but till date
there is no progress in the trial. Petitioner is in custody since
14.8.2016.



Considering the period of incarceration of the petitioner and the fact that no further progress has been made in trial since the last order of rejection dated 29.1.2020, prayer for bail of the petitioner is allowed. Let the petitioner, mentioned 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 Additional Sessions Judge III, Gaya in NDPS Case No. 4 of 2017 (03/2019) 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 cancelled 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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