

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24407 of 2020

Arising Out of PS. Case No.-50 Year-2019 Thana- BARAUNI RAIL P.S. District- Begusarai

SUDHIR MAHTO Son of Laljee Mahto Resident of Ward No.12, Rudauli,
P.S.-Bachhwada, District-Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pritish Kumar Lal

For the Opposite Party/s : Mr.Sanjay Kumar (APP)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 22-01-2021 Heard learned counsel for the petitioner and learned Additional Public Prosecutor appearing on behalf of the State.

This application for grant of regular bail arises out of Barauni Rail P.S. Case No. 50 of 2019 registered for the offence punishable under Sections 414 and 34 of the Indian Penal Code and Sections 137, 145 and 147 of the Indian Railway Act read with Sections 20 and 22 of the N.D.P.S. Act.

The petitioner had earlier approached this Court for grant of regular bail, which was rejected by an order dated 11.12.2019 passed in Cr. Misc. No. 48567 of 2019 with an observation that the petitioner shall be at liberty to apply for regular bail after six months, if in the meanwhile, the trial was not concluded.



Mr. Pratish Kumar Lal, learned counsel appearing on behalf of the petitioner has argued that there is no substantial progress at the trial before the Court below.

On perusal of the paragraph 3 of the application, it appears that the petitioner has long criminal history of his involvement in 14 different cases, mainly disclosing offences punishable under Sections 379, 380 and 414 of the Indian Penal Code.

However, considering the circumstance that the petitioner is in custody since 26.04.2019, in the light of this Court's observation in the order dated 11.12.2019 passed in Cr. Misc. No. 48567 of 2019, this application is allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-I-cum-Special Judge, N.D.P.S. Act, Begusarai in Barauni Rail P.S. Case No. 50 of 2019.

(Chakradhari Sharan Singh, J)

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