

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37891 of 2021

Arising Out of PS. Case No.-266 Year-2018 Thana- BHANGWANPUR HAT District- Siwan

DHARMENDRA PRASAD Son of Krishna Prasad Resident of Village-
Shankarpur, P.S.- Bhagwanpur, District- Siwan.

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Priyanka Singh, Adv.
For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 25-08-2021 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with
Bhagwanpur Hat P.S. Case No. 266 of 2018 for the offence
under Sections 341, 323, 307, 34 of the Indian Penal Code.

Learned counsel appearing for the petitioner
submits that earlier the prayer for bail of this petitioner had
been rejected by this Court vide order dated 22.11.2019
passed in Cr. Misc. No. 71009 of 2019. The petitioner is
rotting in judicial custody since 03.03.2019 i.e. more than
two and half years and there is no substantial progress in the
trial.

A report was called for regarding the stage of the



trial and the same has been received from the court below, which indicates that out of ten prosecution witnesses, only one witness has been examined due to pandemic and lockdown.

Learned A.P.P. for the State does not dispute the factual position of the stage of the trial as is evident from the report received from the court below.

Considering the facts and circumstances of the case, let the, above named, petitioner be released on bail on furnishing his personal bond to the satisfaction of learned Additional Sessions Judge-VII, Siwan in connection with Bhagwanpur Hat P.S. Case No. 266 of 2018.

(Arvind Srivastava, J)

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