

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30967 of 2020

Arising Out of PS. Case No.-21 Year-2020 Thana- SHAMBHUGANJ District- Banka

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Patali Chouhan Son of Late Moti Chouhan Resident of Village- Bari Khajuri,
P.S.- Shambhuganj, District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Advocate

For the Opposite Party/s : Mr. Ajay Kumar-2, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 06-01-2021 Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner is in custody in connection with

Shambhuganj P.S. Case No. 21 of 2020 for the offences

under Sections 302, 120(B)/34 of the Indian Penal

Code.

Learned counsel appearing on behalf of the

petitioner would submits that petitioner is agnate of the

informant and there is a dispute with regard to partition

of land. Learned counsel further submits that informant

is not the eye witness of the occurrence and only on the

basis of suspicion, the petitioner has been implicated in

this case. In fact, no one has seen the occurrence.

The petitioner is in custody since 25.03.2020



and he has no criminal antecedent.

Considering the fact that there is no eye witness of the occurrence and petitioner has no criminal antecedent, this Court is inclined to grant bail to the petitioner. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 50,000/- (Rupees Fifty Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, IV, Banka in connection with Shambhuganj P.S. Case No. 21 of 2020.

Learned Trial Court is directed to conduct the trial of the case on day-to-day basis and conclude the same within a period of nine months. If there is any latches on the part of the petitioner in conclusion of the trial, learned Court below shall be at liberty to cancel the bail bonds of the petitioner.

(Anil Kumar Upadhyay, J)

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