

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33567 of 2020

Arising Out of PS. Case No.-143 Year-2018 Thana- CHANDAUTI District- Gaya

PINTOO YADAV @ PINTO YADAV Son of Baliram Yadav Resident of
Village - Sonbarsa, P.S. - Paraiya, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sumeet Kumar Singh

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

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 03-03-2021 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under
Sections 302, 201/120B of the Indian Penal Code.

Earlier prayer for bail of the petitioner was rejected vide
Annexure-1 to the present application taking into account that
the petitioner was the husband of the deceased.

A report was called for from the trial court. It has been
reported that till date, not a single prosecution witness has been
examined and there is no chance of the trial being concluded in
near future.

The petitioner is in custody since 07-08-2018. Charge sheet
was submitted for offence under Section 302 of the Indian Penal
Code. Though the case was instituted for an offence under



Section 304B of the Indian Penal Code but the same was found to be false in course of investigation. It is further submitted that there is no eye witness to the alleged occurrence nor there is any circumstantial evidence to show the participation of the petitioner in the alleged occurrence.

Taking into account that the charge sheet has been submitted under Section 302 of the Indian Penal Code and there is no chance of the trial being concluded in near future coupled with the fact that the petitioner has already remained in custody for approximately two and half years, the petitioner named above is directed to 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 learned Additional District & Sessions Judge-III, Gaya in connection with Chandauti P.S. Case No. 143 of 2018.

(Sudhir Singh, J)

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