

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5087 of 2021

Arising Out of PS. Case No.-248 Year-2019 Thana- BANKA District- Banka

MD. JUBRAIL @ MD. ZIBRAIL SON OF MD. ALAM RESIDENT OF
VILLAGE - KARORI BAZAR, (BADRE ALAMPUR), P.S. - HABIBPUR,
DISTRICT - BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anita Kumari Singh
For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 17-03-2021 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner is an accused in connection with Banka
(Barahat) P.S. Case No. 248 of 2019 for the offence registered
under Sections 314, 323, 307 of the Indian Penal Code read
with section 34 of the said code and Section 34 of the Explosive
Substance Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 15.07.2019. Earlier prayer for bail
of the petitioner was rejected vide order dated 20.12.2019
passed in Cr. Misc. No. 84784 of 2019 with an observation that
the petitioner may renew his prayer for bail after framing of
charge.



Learned counsel for the State opposes the prayer for bail and submits that earlier this application was rejected with an observation that the petitioner may renew his prayer for bail after framing of charge but the petitioner has come to this court before framing of charge. As such, the same may be rejected.

Considering the above facts and circumstances of the case and also the fact that this application is at the stage of premature, I am not inclined to grant bail to the petitioner. It is, accordingly, rejected.

(Arvind Srivastava, J)

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