

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7987 of 2021

Arising Out of PS. Case No.-407 Year-2015 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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ASGAR ALI @ MD. ASGAR ALI Son of Late Chhedi Alam Resident of
Village - Madheli Diyara, P.S.- Alam Nagar, District - Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Viveka Nandsingh
For the Opposite Party/s : Mr.A.G.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 07-07-2021 Heard learned counsel for the petitioner and the State
through virtual mode.

Learned counsel for the petitioner is directed to
remove the defect(s), as pointed out by the office, within a
period of four weeks after restoration of normalcy.

The petitioner seeks bail in a case for the offence
registered under Section 384 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 has got six criminal cases of similar nature.

It has been submitted that the petitioner is in custody since
04-03-2016 i.e. for more than five years four months. There is
no likelihood of the trial being concluded in near future. There



is no allegation of tampering of witnesses against the petitioner. He has been made accused due to mistake of fact. There is no direct or indirect evidence against him.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case and also the lockdown, let the petitioner, above named, be released on bail on his personal bond to the satisfaction of learned learned Additional Chief Judicial Magistrate-IX, Bhagalpur in connection with G.R. No. 2461 of 2005/Tr. No. 181 of 2019 arising out of Kotwali (Adampur) P.S. Case No. 407 of 2015.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the court concerned in connection with the aforesaid case.

It is further directed that the petitioner shall remain present on each and every date fixed by the trial court.

(Sudhir Singh, J)

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