

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8060 of 2022

Arising Out of PS. Case No.-86 Year-2020 Thana- POTHIIYA District- Kishanganj

Azad @ Md. Azad Son of Mukhtar Alam Resident of Village- Makhan
Pokhar, P.S- Kishanganj, Dist- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abdul Manan Khan, Adv.

For the Opposite Party/s : Mr. Md. Ataur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

4 22-06-2022 An affidavit enclosing deposition of the witnesses
during trial has been brought on record by Mr. Abdul Manan
Khan, learned advocate for the petitioner.

Let it be kept on record.

The prayer for bail of the petitioner was earlier
rejected vide order dated 05.03.2021 passed in Cr. Misc. No.
35839 of 2020.

The petitioner is said to be in custody since
07.05.2020.

The learned counsel for the petitioner has submitted
that the witnesses who have been examined uptill now have
given only hearsay statement about the occurrence. Some of the
witnesses have only said that two of the villagers had seen the
petitioner fleeing from the place of occurrence where the



deceased was raped and murdered.

Be that as it may, considering the nature of accusation against the petitioner, this Court is not inclined to grant bail to the petitioner during pendency of the trial.

Accordingly, the prayer for bail of the petitioner is rejected.

However, if there is no substantial progress in the case within the next eight months, it will be open for the petitioner to approach this Court for grant of bail.

(Ashutosh Kumar, J)

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