

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28848 of 2021

Arising Out of PS. Case No.-265 Year-2020 Thana- KHAGARIA District- Khagaria

Khilkur Rahman, aged about 31 years, male, Son of Md. Jiyaaur Rahman
Resident of Village- Jalkaura, P.S.- Khagaria, District- Khagaria.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda, Adv.
For the Opposite Party/s : Mr. Nand Kumar APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 12-01-2022 The matter has been listed today for consideration
through Video Conference.

Learned counsel for the petitioner is expected to honour
his undertaking given in the instant case for depositing the
requisite court fee and to remove the defects as pointed out by
office when called upon to do so by the office.

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in Khagaria (Gangour) P. S.
Case No. 265 of 2020, instituted for the offence under Sections
147,148,149,323, 506,504, 379 and 307 of the Indian Penal
Code and Section 27 of the Arms Act.

While the petitioner has been in custody, his prayer for
bail was earlier rejected under order dated 25.11.2020 passed



in Cr. Misc. No. 27412 of 2020. Therefore, after some argument, he submits that he will be approaching the learned Court below renewing his prayer for bail.

This Court would only observe that if the petitioner applies for bail, the period of custody and other aspect of the matter be considered by the learned trial Court, without in any manner being effected by earlier rejection of prayer for bail under order dated 25.11.2020 passed in Cr. Misc. No. 27412 of 2020.

With the aforesaid observations, the application stands disposed of.

(Madhuresh Prasad, J)

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