

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39986 of 2022

Arising Out of PS. Case No.-119 Year-2019 Thana- WAJIRGANJ District- Gaya

RAJMANI KUMAR @ RAJMANI SINGH Son of Ravindra Singh Resident
of village- Bichha, P.S.- Wazirganj, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma

For the Opposite Party/s : Mr. Nawal Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 07-09-2022 Heard the parties.

The petitioner has renewed his prayer for regular bail in connection with Wazirganj PS Case No. 119 of 2019 (S.Trial No. 22/2022/13/2020/144/2020) registered under Section 3 / 4 of the Explosive Substance Act and Section 18 / 20 / 23 of the UPA Act inasmuch as earlier bail application of the petitioner *vide* Cr. Misc. Nos. 55184 / 2019 & 24033 of 2020 was rejected by this court by order dated 27.11.2019 & 05.04.2021 respectively.

This is 3rd attempt for bail on behalf of the petitioner. Earlier while rejecting the bail application of the petitioner on last occasion liberty was granted to the petitioner that he may renew his prayer for bail after competition of one year if the trial does not record any progress.



As per the prosecution case some explosive substance as well as *naxal* literature were recovered from the possession of the petitioner. The petitioner is in custody since 09.04.2019.

This court vide its order dated 03.08.2022 has called for a report regarding the stage of the trial and in pursuance thereof learned A.D.J.-XV, Gaya has submitted its report and from perusal of the same it appears that from the date of last rejection of bail application none of the witnesses out of nine charge sheet witnesses has been examined by the prosecution.

Taking into consideration the period of custody of the petitioner i.e. since 09.04.2019, the tardy progress of the trial, the fact that petitioner has got no criminal antecedent and this is third attempt for bail on behalf of the petitioner, I am inclined to grant regular bail to the petitioner.

Let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 20000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-XV, Gaya in connection with Wazirganj PS Case No. 119 of 2019 (S. Trial No. 22/2022/13/2020/144/2020) subject to the following condition:-

(i) that the petitioner shall remain present



on each and every date during the course of trial and
in case of default on two consecutive dates on the
part of the petitioner, his bail bond shall liable to be
cancelled.

(Anil Kumar Sinha, J)

praful/-

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