

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38112 of 2022**

**In
CRIMINAL MISCELLANEOUS No.49405 of 2021**

Arising Out of PS. Case No.-364 Year-2018 Thana- HISUWA District- Nawada

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Ram Balak Chodhary, Son of Late Lato Choudhary Resident of village R/o-
Village- Tungi, P.S- Hisua, Distt.- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amresh Kumar Sinha, Advocate

For the Opposite Party/s : Mr.Gauri Shankar Gupta, APP

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**CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER**

2 22-07-2022 Heard learned counsel for the petitioner and learned
counsel for the State through video conferencing.

This application has been filed for modification of the
order dated 24.06.2022 passed in Cr. Misc. No.49405 of 2021
by this Court, by which the petitioner has been granted bail with
certain conditions.

Learned counsel for the petitioner submits that the
petitioner has been granted bail with certain conditions
including condition no. (i) that the bail bond of the petitioner
will be accepted only after framing of charge, if not already
framed. Learned counsel further submits that presently court is
lying vacant and even cognizance has not been taken in the
matter. Learned counsel further submits that a petition to release



the petitioner even on provisional bail till framing of charge has been filed, but till date, no order has been passed.

Having regard to the submissions made hereinabove, let the petitioner above-named be released on **provisional bail till framing of charge** on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Nawada in connection with Hisua P.S. Case No.364 of 2018, subject to the condition that after framing of charge, provisional bail granted to the petitioner will be confirmed by the court below.

Accordingly, the order dated 24.06.2022 is modified to the aforesaid extent only.

This application stands disposed of.

(Arun Kumar Jha, J)

V.K.Pandey/-

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