

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58047 of 2021

Arising Out of PS. Case No.-31 Year-2019 Thana- SULTANGANJ District- Patna

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Ajay Kumar @ Ajay Kanna @ Ajay Kana Son of Vijay Ram Resident of
Ambedkar Colony, Sandalpur, P.S.- Sultanganj, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shambhu Sharan Singh

For the Opposite Party/s : Mr.Umanath Mishra

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

3 13-04-2022 Let the defects, if any, be removed within four weeks
from today.

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.
Supplementary affidavit has been filed in court, the same has
been kept on record.

Petitioner seeks bail in a case registered in connection
with Sultanganj P.S.Case No. 31 of 2019 for the offences
punishable under Sections 307 and 326 of the Indian Penal
Code and ³/₄ of the Explosive Substance Act.

Earlier, the petitioner had moved before this Court
for grant of his bail in Cr. Misc. No.54827 of 2019 in
connection with the present case, however, prayer for bail was
rejected vide order dated 08.01.2020 giving observation that if



the trial is not concluded within the period of six months the petitioner shall be at liberty to renew his prayer for bail. The order of the Hon'ble Court is annexed as Annexure-2 to this petition.

It is submitted on behalf of the learned counsel for the petitioner that even after lapse of two years, there is no substantial progress inspite of the fact, the case is committed to the court of session and charges have been framed way back on 25.11.2019 and this petitioner is in custody since 31.01.2019.

The learned A.P.P opposed the prayer for bail of the petitioner and submits that the application of the petitioner was earlier rejected by this Court.

Having considered the submission, made on behalf of the parties and taking note of the observation made by the Hon'ble Court vide order dated 08.01.2020 passed in Cr. Misc. No.54827 of 2019 coupled with the fact of no progress in the trial, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge 1st, Patna City, Patna in connection with Session trial no. 926 of 2019 arising out of Sultanganj P.S.Case No. 31 of 2019, subject to the condition



that one of the bailors will be the close relatives of the petitioner
with further conditions which are as follows:-

(i) The petitioner will cooperate in conclusion of the
trial.

(ii) He will remain present on each and every date of
trial till disposal of the case.

(iii) He will not try to tamper with the evidence or
intimidate the witnesses to delay the disposal of trial.

(iv) In the event of default of two consecutive dates
without any cogent reason, his bail bonds will liable to be
cancelled.

(Harish Kumar, J)

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