

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61308 of 2021**

Arising Out of PS. Case No.-117 Year-2001 Thana- KURTHA District- Jehanabad

Upendra Yadav Son of Chandradev Yadav R/o Village- Gokhulpur, P.S.-
Kurtha, Dist- Arwal

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nitya Nand Neeraj, Advocate

For the Opposite Party/s : Mr. Narendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

3 05-01-2022 This application has been taken up for online hearing
through video conference because of COVID-19 pandemic
restrictions.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for regular bail arises out of Kurtha
P.S. Case No. 117 of 2001 disclosing offence punishable under
Sections 147 / 148 / 149 / 341 / 342 / 448 / 324 / 326 / 307 /
302 / 201 / 120(B) of the Indian Penal Code, 27 of Arms Act
and 17 of C.L.A. Act.

The F.I.R. was registered in 2001 and the petitioner
came to be apprehended in December 2019. Considering the
fact that the petitioner could evade his arrest for all these 18



years, his application was earlier rejected by this Court by an order dated 19.02.2021 passed in Cr. Misc. No. 35307 of 2020 with an observation that the court below should take steps for expeditious conclusion of the Trial. It was also observed that if the trial was not concluded within six months, the petitioner would be at liberty to renew his prayer for bail. Accordingly, this application has been filed renewing his prayer for bail.

However, considering the fact that there is a chance of the petitioner not turning up for trial, if allowed regular bail in the background of his past conduct, this application is dismissed.

(Chakradhari Sharan Singh, J)

K.K.RAO/-

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