

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42032 of 2023

Arising Out of PS. Case No.-2 Year-1990 Thana- CHHAURADANO District- East
Champaran

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Surendra Chaudhary Son Of Harihar Chaudhary Resident Of Village- Jeetpur,
Ps- Chhauradano, District- East Champaran, Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.Arun Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

5 01-11-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 147,
148, 149, 307, 379, 447 of the Indian Penal Code.

Learned counsel for the petitioner submitted that
earlier the petitioner was granted bail by Court of Sessions
before submission of the charge-sheet and after taking
cognizance no summons has been received by him and
without any service report of summons and execution
reports of warrants, he was declared absconder on
13.04.2023. It is further submitted that the petitioner



voluntarily surrendered before the learned Court below on 26.04.2023, and since then he is languishing in judicial custody.

Learned APP appearing for the state has opposed the prayer of regular bail and submitted that petitioner has misused the privilege of bail. And he also submitted that this is a case of year 1990 and the charge-sheet was submitted in this case on 30.11.1992, and due to non-appearance, the petitioner was declared absconder on 13.04.203.

Having heard learned counsel for the parties and considering the fact that due to misuse of bail, this court is not inclined to enlarge the petitioner on bail. Hence, his prayer for bail stands rejected.

The trial court is directed to conclude the trial positively within six months, failing which the petitioner may renew for prayer of his bail.

(Sunil Kumar Panwar, J)

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