

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61828 of 2023

Arising Out of PS. Case No.-119 Year-2020 Thana- MOUZA HIDPUR District- Bhagalpur

Chanki Yadav @ Chanik Yadav S/O Mahendra Yadav R/O Kutubganj, P.S-
Babarganj, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md Fazle Karim, Advocate

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 10-11-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Earlier prayer for bail of the petitioner was rejected
vide order dated 31.08.2022 passed in Cr. Misc. No.22742 of
2022.

3. Learned counsel for the petitioner submits that bail
petition has been rejected with observation that trial is directed
to be concluded at the earliest preferably within a year from the
date of framing of charge. Counsel submits that the charge has
already been framed on the date the bail petition was rejected
and since then one year has elapsed. From the report it
transpires that evidence of I.O. is only wanting.

4. Learned counsel for the State opposes the prayer
for bail.



6. In the present facts and circumstances of this case and the submissions made above, let the petitioner, above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-IV, Bhagalpur, in connection with Sessions Trial No.13 of 2020, arising out of Mojahidpur (Babarganj) P.S. Case No.119/2020, subject to the following conditions:

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any



criminal offence again, failing which the State shall be at liberty
to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

Mkr./-

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