

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1431 of 2023

Arising Out of PS. Case No.-432 Year-2021 Thana- TURKAULIYA District- East
Champaran

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AFTAB ALAM Son of Jokhu Dewan @ Sabir Devan Resident of Village-
Siswa Tola Amwa, P.S.- Banjariya, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava, Advocate
For the Opposite Party/s : Mr. Rajendra Prasad Nat, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 11-01-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in a case registered for the
offences punishable under Sections 341, 323, 327, 307, 120B
and 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that this is
the second attempt of the petitioner seek bail, as earlier, by order
dated 30.03.2022 in Cr. Misc. No. 63893 of 2021, his bail
application was rejected, it is next submitted that the petitioner
is in custody since 27.07.2021 and charges have been framed on
14.07.2022, it is next submitted that despite framing of charges,
not a single witness, till 7th December, 2022, was examined. It is
next submitted that the petitioner will not abscond, rather, will



cooperate in the trial.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody, is a person with clean antecedent and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Turkauliya P.S. Case No. 432 of 2021.

Further, if the learned court below comes to a conclusion that, after release, the petitioner is trying to delay the trial, the court below shall forthwith cancel his bail bonds after recording reasons and will take all coercive steps to ensure that the petitioner is behind the bars.

(Satyavrat Verma, J)

HarshPandey/-

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