

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19866 of 2024

Arising Out of PS. Case No.-210 Year-2021 Thana- DHORAIYA District- Banka

Jaihind Paswan @ Janu Paswan Son of Ashok Paswan Resident of vill.-
Suryalok Colony (Bagwadi), P.S.-Mouzahidpur (Babarganj), Distt.-Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dinesh Prasad Verma

For the Opposite Party/s : Mr.Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 28-06-2024 Heard learned counsel for the petitioner and learned
APP for the state.

2. The instance application for regular bail has been
filed by the petitioner in connection with Dhoriyaa P.S. Case
No. 210 of 2021 instituted for the offence u/s 302, 34 and 201 of
the Indian Penal Code.

3. Earlier the application for regular bail of the
petitioner was dismissed as withdrawn vide order dated
20.06.2023 passed in Cr. Misc. No.42784 of 2022 with a
direction to trial Court to conclude the trial within a period of
six months as mentioned in the trial Court report dated
16.02.2023.

4. In pursuance to the direction of this Court, a report
with regard to the present stage of trial was called for on



19.04.2024 and the same has been received by which, it appears that six months time will take to conclude the trial.

5. It is submitted by learned counsel for the petitioner that till now the trial has not been concluded and also there is no hope to conclude the trial in near future. The petitioner is languishing in judicial custody since 20.08.2021. It is further submitted that similarly situated other co-accused person has already been granted bail by this Court vide order dated 24.01.2024 in Cr. Misc. No. 76220 of 2023.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Dhoriya P.S. Case No. 210 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge 1st Banka with following conditions:-

(i) Petitioner shall co-operate in the trial and shall be present on each and every fixed date and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.



(ii) If the petitioner tampers with the evidence or threatens the witnesses, in that case, the prosecution will be at liberty to move of cancellation of bail.

(iii) In case, the petitioner repeats offence of similar nature after enlargement on bail, his bail-bonds will be cancelled by the Court below.

(Sunil Kumar Panwar, J)

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