

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21405 of 2024

Arising Out of PS. Case No.-608 Year-2016 Thana- SHASTRINAGAR District- Patna

Sikandra Khan @ Sikander Khan @ Md. Sikandar SON OF YUNUF KHAN
Resident Of Mohalla -Madarsa Gali, Samanpura, P.s-Shastri Nagar, District-
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deepak Kumar

For the Opposite Party/s : Mr. Sharda Kumari

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 19-04-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection
with Shastri Nagar P.S Case No. 608 of 2016 registered
for the offences punishable under Sections 302/328/34
and of the I.P.C.

3. As per allegation in the FIR, co-accused
Sikander Khan being informant's Bhaisur along with his
family members used to threaten to kill her husband
namely Sitara Khan. Accused persons had also tried to
set her house on fire and threatened with dire



consequences.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. He further submits that petitioner is innocent. It is also submitted that petitioner is in judicial custody since 05.02.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order it appears involvement of petitioner and other co-accused person in this case is on the basis of suspicion. In same nature of case other co-accused person already granted bail by the Co-ordinate Bench of this Court *vide* order 12.09.2023 in Cr. Misc. No. 33612 of 2023 and order dated 16.02.2024 passed in Cr. Misc. No. 6304 of 2024. Considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail ***after framing of the charge*** on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like



amount each to the satisfaction of learned ACJM- IX,
Patna in connection with Shastri Nagar P.S Case No.
608 of 2016.

7. The trial court is directed to conclude the
proceeding of framing of charge according to law within
a period of 15 days from the date of receipt of a copy of
this order. However, it is made clear that *if the charge-
sheet has not been submitted* then the petitioner shall
be released on bail on the above conditions and he shall
be present physically on each and every date before the
trial court till conclusion of the proceeding of framing
of charge.

(Ramesh Chand Malviya, J)

Mayank/-

U		T	
---	--	---	--

