

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26303 of 2024

Arising Out of PS. Case No.-385 Year-2021 Thana- KHAIRA District- Saran

Anwar Ali Son of Late Allauddin Resident of Village- Hardi Chapra, Police
Station- Khaira, District- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Roy

For the Opposite Party/s : Mr.Md. Anzarul Haque Sahara

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 20-07-2024 Heard learned counsel for the petitioner
and learned A.P.P appearing on behalf of the
State.

The petitioner is languishing in custody
in a case registered for the offences punishable
under Sections 489(A)(B)(C)/34 of the Indian
Penal Code.

Earlier the prayer for bail of the
petitioner was rejected vide order dated
16.01.2023 passed in Cr. Misc. No. 48501 of
2022 with an observation to the Trial Court to
expedite the trial and conclude the same as
early as possible.



In pursuance to the direction of this Court, a report with regard to the present stage of the trial has been received which has been kept at Flag-R. The report of learned Additional District & Sessions Judge-I, Saran, Chapra dated 01.06.2024 suggests that up-till-now not a single witness has been examined and the trial shall be concluded within one year which suggests that there is no likelihood of the trial being concluded in near future.

Considering the fact that there is no likelihood of the trial being concluded in near future and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Saran at Chapra in connection with Khaira P.S. Case No. 385 of 2021, subject to the conditions (i) that one of the bailors shall be close relative of the



petitioner (ii) that the petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. The petitioner shall also give an undertaking to the Court that he shall not indulge in any criminal activity. Any violation of the terms and conditions of the bonds or the undertaking shall lead to cancellation of his bail bonds. (iii) that the petitioner shall cooperate in the case and be present before the Court on each and every date. Failure to cooperate or being absent on two consecutive dates, without sufficient cause, shall also lead to cancellation of bail bonds of the petitioner.

(Sunil Kumar Panwar, J)

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