

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26729 of 2024

Arising Out of PS. Case No.-51 Year-2022 Thana- BITHAN District- Samastipur

Arban Mukhiya Son of Balo Mukhiya @ Bala Mukhiya Resident of Vill.-
Belahi, P.S.-Bithan, Distt.-Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Binod Kumar Sinha, Advocate
	Mr. Shishir Kumar Shishir, Advocate
For the Opposite Party/s :	Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 28-06-2024 Heard learned counsel for the Petitioner and
learned APP for the State.

2. Petitioner seeks regular bail in connection with
S.T. Case No. 486 of 2022, arising out of Bithan P.S. Case No.
51 of 2022 dated 04.04.2022 registered for the offences
punishable under Sections 302 and 120B of the Indian Penal
Code and chargesheet has been submitted under Section 302
read with Section 34 of the Indian Penal Code.

3. Mr. Binod Kumar Sinha, learned counsel appearing
for the petitioner submits that this is the second attempt of the
petitioner to get the relief of regular bail and his last bail petition
bearing Cr. Misc. No. 75056 of 2022 was rejected by this Bench
vide order dated 08.05.2023 with giving him a liberty to renew
his prayer for bail after one year, if any significant progress is



not made in his trial by the trial court and in the light of said liberty, the petitioner has again come before this Bench for the same relief as upon the petitioner chargesheet has been submitted on 19.08.2022 but till date only one witness has been examined by the prosecution. Learned counsel further submits that the petitioner has been languishing in jail since 27.05.2022 having no criminal antecedent.

4. Mr. Ganesh Prasad Singh, learned APP appearing for the State has opposed the prayer for bail of the petitioner.

5. Considering the above submissions and mainly taking into account petitioner's custody period as well as his clean antecedent and also the lingering attitude of the prosecution in producing and examining the prosecution witnesses, this Court is now inclined to accept the prayer for bail of the petitioner. Accordingly, let the petitioner named- above be enlarged on bail on furnishing of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the concerned Court in connection with S.T. Case No. 486 of 2022 arising out of Bithan P.S. Case No. 51 of 2022.

(Shailendra Singh, J)

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