

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46657 of 2024

Arising Out of PS. Case No.-391 Year-2022 Thana- SIWAN CITY District- Siwan

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Dilshaad Ali @ Dilshad Sai @ Dilshad Sain @ Chhote Raja Son Of Late
Nausher Sain Resident Of Village- Mandrapali P.S.- Pachrukhi District
-Siwan

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Pandey

For the Opposite Party/s : Mr.Ajit Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-07-2024 Heard learned counsel for the petitioner and

learned APP for the state.

The instant application is renewed by the

petitioner for regular bail which has been filed in

connection with Siwan Town P.S. Case No. 391 of 2022

instituted for the offence u/s 307/34 of the Indian Penal

Code, Section 27 of Arms Act.

Earlier the application for regular bail of the

petitioner was twice rejected by order dated 09.05.2023

passed in Cr. Misc. No. 10190 of 2022 with an

observation to learned trial court to expedite the trial

and conclude the same as soon as possible and by order dated 09.02.2024, passed in Cr. Misc. No. 1360 of 2024 with an observation to learned trial Court to conclude the trial within stipulated period as mentioned in its report ie. 4 months, failing which the petitioner will be at liberty to renew his prayer of bail.

As per allegation in the F.I.R., the petitioner along with other co-accused persons are said to have fired upon the brother of the informant due to which he sustained injuries.

From perusal of the order sheet of Session Trial dated 04.06.2024, it appears that the case is fixed for adducing the prosecution evidence. There is no hope to conclude the trial in near future. Moreover, petitioner is languishing in judicial custody since 14.10.2022.

Learned A.P.P. appearing on behalf of the State vehemently opposed the prayer of bail.

Having heard learned counsel for the parties and taking into consideration the facts and

circumstances of the case as well as period of custody,
this Court is inclined to enlarge the petitioner on bail.
The above named petitioner is directed to be enlarged on
bail in connection with Siwan Town P.S. Case No. 391 of
2022 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 Additional Sessions
Judge VI, Siwan.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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