

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.12593 of 2008
BINAY PASWAN
Versus
THE STATE OF BIHAR

3 23.5.2008

Heard learned counsel for the parties.

The petitioner is an accused in a case under sections 302, 394, 411 and 120B of the Penal Code.

Earlier the petitioner's prayer for bail was rejected by this court on 18.8.2007.

The trial of this case has commenced and as per the report sent by the trial court it appears that the trial is likely to be concluded in six months.

Learned counsel for the petitioner submits that the informant has been examined in this case and produced the certified copy of his deposition wherein it has been stated that Bengali Paswan is the main assailant whereas this petitioner fired on the informant but the informant did not receive any injury.

The petitioner is in custody since 16.11.2006.

In the aforesaid facts the petitioner Binay Paswan is directed to be released on bail in S.T.No. 67/2007 arising out of Daudnagar PS Case No. 172/2006 on furnishing bail bond of rupees ten thousand with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge, FTC III, Aurangabad with the condition that he shall not delay the trial by filing frivolous petition and appear on each and every date as and when required by the court below and if he absents even for a single date, his bail bond shall stand cancelled.

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(Sheema Ali Khan, J.)