

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 47364 of 2014

Arising Out of Chapra Rail PS.Case No. -27 Year- 2010 Thana -SARAN GRP CASE District-
SARAN

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Upendra Singh Son of Sri Ramayan Singh resident of village Sadhadhla
Newaji Tola P.S. Chapra (M) District - Saran (Chapra) at present resident of
Husse Chapra P.S. Chapra Town, District Saran at Chapra.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr.

For the Opposite Party : Mr.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL ORDER

2. 04-03-2015 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner seeks bail in Chapra Rail P.S. Case
No. 27 of 2010 dated 03.05.2010 instituted under Sections
363/365/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that
the alleged date of occurrence is 02.06.2009, whereas the F.I.R.
was lodged on 03.05.2010 i.e., after almost a year for which there
is no explanation. Learned counsel submits that the petitioner is
not named in the F.I.R. and basically as per the allegation the
prime suspect is Vijay Singh, who wanted to marry his daughter
with the son of the informant who is missing. Learned counsel
submits that from the order of the learned 8th Additional
Sessions Judge, Chapra dated 20.11.2014 dismissing the prayer
for bail of the petitioner, it would be clear that the only link of the

petitioner to the present case is said to be the fact that from the mobile of the father of the petitioner there was talk with the missing person, Pankaj Kumar. Learned counsel submits that the petitioner having clean antecedent is in custody since 24.08.2014.

Learned A.P.P. opposes the prayer for bail.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Railway Judicial Magistrate, Sonapur, (Chapra Saran) in Chapra Rail P.S. Case No. 27 of 2010. The petitioner shall cooperate in the trial and be present before the Court on each and every date. Failure to cooperate or appear on two consecutive dates, without sufficient cause, shall lead to cancellation of his bail bonds.

(Ahsanuddin Amanullah, J.)

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