

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24765 of 2016

Arising Out of PS.Case No. -160 Year- 2015 Thana -DAUDNAGAR District- AURANGABAD

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Sudama Singh, S/o Indradeo Singh, vill Karma Kala, P.S. Daudnagar,
District Aurangabad.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh(App)

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 21-07-2016 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 22.4.2016 in
connection with Daudnagar P.S. Case No.160 of 2015 for the
alleged offences under Sections 147, 148, 149, 341, 323, 324, 307
and 504 of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely
implicated as there is case and counter case between the two sides
in which the petitioner's son, Chandan Kumar, was killed and for
which Daudnagar P.S. Case No.156 of 2015 had been instituted
prior to the present F.I.R.

4. Learned A.P.P. refers to paragraph-4 of the case
diary whereby the statement of witness Awadhesh Singh has been

recorded, according to whom the petitioner had fired upon the informant, Arbind Kumar, injuring him as stated in the FIR. However, he also refers to paragraph-20 of the case diary wherein the statement of the informant Arbind Kumar has been recorded who himself has stated that it was Chandan Kumar, son of the petitioner, who had fired upon him causing injury in his stomach.

4. Having regard to the entirety of the facts and circumstances of the case, let the above named petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned S.D.J.M., Daudnagar in the district of Aurangabad in connection with Daudnagar P.S. Case No.160 of 2015, subject to the conditions that one of the bailors will be the close relatives of the petitioner; and the petitioner shall remain physically present on each and every date during trial and in the event of failure to do so on three consecutive dates, without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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