

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12832 of 2016

Arising Out of PS.Case No. -87 Year- 1993 Thana -BARBIGHA District- SEKHPURA

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1. Amir Singh, S/o Muna Singh, aged 55 years R/o Mehus, P.S. A/p Mehus,
District- Sheikhpura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dinkar Kumar

For the Opposite Party/s : Mr. Ajay Kr.Jha(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

4 16-05-2016 Heard the learned counsel for the petitioner as well as

the learned A.P.P for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 364, 365, 368, 385 and 387 of the I.P.C

Allegedly, the petitioner and other co-accused
kidnapped the informant and boarded in a car, thereafter kept
confined in a house. However, the informant taking advantage of
absence of the accused persons after opening the door fled away.

Submission is of false implication and that the
petitioner is in custody since 17.08.2013, up till now no
prosecution witness has been examined and in the near future the
trial is not likely to be concluded, other co-accused, who had faced
trial vide Sessions Trial No. 72 of 2004, have been acquitted.

The learned A.P.P. submits that the petitioner remained absconding.

In the facts and circumstances as stated above, considering custody of the petitioner, now he is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the A.D.J. Sheikhpura in Sessions Case No. 72 A of 2004 arising out of Barbigha P.S. Case No. 87 of 1993, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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