

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41080 of 2016

Arising Out of PS.Case No. -31 Year- 2015 Thana -KALER District- JEHANABAD

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Pappu Yadav @ Pappu Kumar son of Shyamjeet Singh @ Shyamjeet Yadav, resident of Village- Baghara Tola, P.S.- Sikrahata, District- Bhojpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Surendra Kumar Singh,
Mr. Prabhat Kumar Singh, Advocates

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 29-09-2016 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner is in custody since 14.03.2016 in connection with Kaler P.S. Case No. 31 of 2015 for the offences alleged under Sections 147, 148, 149, 341, 323, 504, 506, 307 and 302 of the Indian Penal Code and Section 27 of the Arms Act.

3. It is submitted that the petitioner has been falsely implicated as he is not FIR named accused. His name has been added a week after the occurrence at the instance of the brother of the informant as a mere afterthought. Petitioner's case stands on far better footing than co-accused persons, namely, Ram Brat Singh and Jalendra Yadav, who are FIR named accused, have been granted bail by this Court in Cr. Misc. No. 41780 of 2015 and Cr. Misc. No. 16952 of 2016, respectively.

4. Having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction

of learned Chief Judicial Magistrate, Arwal, Jehanabad in connection with Kaler P.S. Case No. 31 of 2015 with the following conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two 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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