

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15479 of 2016

Arising Out of PS.Case No. -241 Year- 2015 Thana -BARH District- PATNA

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1. Raju Singh @ Sri Prakash Son of Manoranjan Kumar @ Pappu Singh,
Resident of Village- Nadawan, P.S. - Barh, District - Patna.

.... Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shailesh Kumar Sharma

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

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 20-05-2016 Heard learned counsel for the petitioner and learned APP
for the Sate.

The petitioner seeks bail in connection with Barh P.S.
Case No. 241 of 2015 registered for the offences punishable under
Sections 341, 323, 364, 506, 302, 201/120B of the Indian Penal
Code.

Allegedly, FIR five named accused persons along with
two unknown kidnapped Pawan Kumar @ Putus the son of the
informant and thereafter, his dead body was recovered.

Submission is of false implication and that the petitioner
is not named in the first information report, his name has come in
the alleged confessional statement of co-accused Rishi Kumar and
Kanhaiya Kumar but the petitioner is not named in the statement
recorded under Section 164 Cr.P.C. of witnesses namely, Mantu

Yadav, Satyendra Yadav and Kapildeo Yadav. Co-accused Kanahiya Kumar and Rishi Kumar @ Rishikesh Kumar have already allowed bail vide Cr. Misc. No. 3010 of 2016 and 17798 of 2016 by another co-ordinate Bench of this Court and the petitioner is suffering in custody since 17.11.2015.

Learned APP opposes the prayer of bail by submitting that the petitioner is also an accused in Barh P.S. Case No. 415 of 2015.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Barh, Patna in connection with Barh P.S. Case No. 241 of 2015, 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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