

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32921 of 2016

Arising Out of PS.Case No. -816 Year- 2001 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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Naresh Prasad Singh, Son of Late Babu Lal Singh, Resident of K.N.
Ganguli Lane, Masakchak, P.S. Adampur, Distt- Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. P.K. Shahi, Sr. Adv.
Mr. Vikas Kumar, Adv.

For the Opposite Party : Mr. J.K. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 18-08-2016 Heard learned senior counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody since 05.05.2016 in
connection with Kotwali (Barari) P.S. Case No. 816 of 2001 for the
offences alleged under Section 306 of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely
implicated merely because he happened to be the then Executive
Engineer who, along with officials, was referred in the suicide note
of the deceased. It is stated that three of the accused persons have
since been acquitted in Sessions Trial No. 1414 of 2005 by
judgment dated 16.05.2007 passed by the Additional District &
Sessions Judge, Fast Track Court, Bhagalpur. It is further submitted
that none of the twelve prosecution witnesses, who have deposed
in the case have named the petitioner.

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, Bhagalpur in connection with

Kotwali (Barari) P.S. Case No. 816 of 2001 with the following conditions:

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

(ii) 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)

Md. Ibrarul/BT

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