

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.71957 of 2018

Arising Out of PS. Case No.-58 Year-1990 Thana- MOTIHARI MUFASIL District- East
Champaran

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Jagat Singh @ Jagat Narayan Singh, Son of Late Nanda Singh, Resident of
Village- Khairawa Phulwar, Police Station- Lakhaura, District- East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar

For the Opposite Party/s : Mr. Sri Murlidhar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 13-12-2018 Heard learned counsel for the petitioner and the learned
APP for the State.

The petitioner seeks bail in connection with Muffasil
(Lakhaura) P.S. Case No. 58 of 1990 instituted for the offence
under Section(s) 366/366(A)/376 of the Indian Penal Code.

This is a case of misuse of privilege of bail.

From the impugned order it appears that petitioner was
declared absconder on 30.8.2003. Petitioner is in custody since
8.3.18.

Learned counsel for petitioner submits that now charge
has also been framed against petitioner on 27.6.2018 in the court
below, which also finds mentioned in the impugned order.

This is a case registered for the offence under Sections



366, 366A and 376 of the IPC.

The petitioner has sufficiently been punished for the laches on his part.

Considering the aforesaid, let the petitioner, above named, 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 learned 7th Additional Sessions Judge, East Champaran at Motihari in connection with Sessions Trial No. 296 of 2018 arising out of Muffasil (Lakhaura) P.S. Case No. 58 of 1990, subject to the condition that both the bailers shall be the close relative of the petitioner with further conditions that :

(1) The petitioner will remain present on each and every date of case.

(ii) Absence of petitioner on two consecutive dates without valid reason will amount to cancellation of his bail bond.

(iii) The petitioner will not try to tamper with evidence during the trial.

(Sanjay Priya, J)

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