

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75383 of 2018

Arising Out of PS. Case No.-376 Year-2010 Thana- BIHPUR District- Bhagalpur

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Pankaj Singh son of Atinandan Singh, Resident of Village- Amarpur, P.S. Bihpur, District Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Pandey
For the Opposite Party/s : Mr. Akhileshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 17-12-2018 Heard learned counsel for the petitioner and the learned APP for the State.

The petitioner seeks bail in Bihpur P. S. Case No. 376/10 (S.T. No. 1187 of 2011) instituted for the offence under Section(s) 147, 149, 341, 342, 307 of the Indian Penal Code and Section 3(x) of SC/ST Act and Section 27 of Arms Act.

This is a case of misuse of privilege of bail. The bail bond of the petitioner was cancelled on 23.2.2012. The petitioner was arrested on 22.5.2018 and since then he is in custody.

This is a case registered for the offence under Sections 147, 149, 341, 342 and 307 of the IPC, Section 27 of the Arms Act and Section 3(X) of SC/ST Act.



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 IIIrd Additional District and Sessions Judge, Bhagalpur, in connection with Bihpur P. S. Case No. 376/10 (S.T. No. 1187 of 2011) subject to the following conditions:

(i) Both the bailors shall be the close relative of the petitioner.

(ii) The petitioner shall be present on each and every date fixed by the Court and absence on two consecutive dates without valid reason will result in cancellation of bail bond of the petitioner.

(iii) If petitioner tamper with the evidence in the case, prosecution will be at liberty to move for cancellation of bail bond of the petitioner.

(Sanjay Priya, J)

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