

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18977 of 2018

Arising Out of PS.Case No. -517 Year- 2015 Thana -MARHAURA District- SARAN

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1. Vijay Singh @ Dabloo Singh, Son of Sri Shaligram Singh @ Shaligam Singh, Resident of Village- Sherpur, P.S.- Gaura O.P. (Marhowrah), District- Saran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Singh

For the Opposite Party/s : Mr. Satyadev Prasad Singh Yadav

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 26-04-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 23.02.2018 in connection with Marhowrah P.S. Case No. 517/2015 registered for the offences punishable under Sections 302/34 of the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that the main allegation is against one Dinesh Singh and not this petitioner. It is further submitted that the petitioner is not named in the First Information Report and the allegation of indiscriminate firing is against other accused and not this petitioner as he is not named in the First Information Report.

Having considered the entire facts and circumstances of the case and considering the post-mortem report which



indicates only two injuries and that similarly situated co-accused person whose name also figured subsequently has since been extended the privilege of regular bail in Cr. Misc. No. 15223 of 2016 vide order dated 12.04.2016, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge, Saran, Chapra, in connection with Marhowrah P.S. Case No. 517/2015, subject to the following conditions:-

- (1) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or their wife.
- (2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.
- (3) 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 reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.
- (4) The petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State



shall be at liberty to move for cancellation of bail.

(Anjana Mishra, J)

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