

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37004 of 2018

Arising Out of PS.Case No. -94 Year- 2017 Thana -VIJAYPUR District- GOPALGANJ

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Sunil Kumar Singh @ Sunil Singh son of Late Dhurpdev Singh alias Late
Dhrupdev Rai Resident of Village Musahri Bazar, P.S. - Vijayapur, District-
Gopalganj.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Indrajeet Bhushan

For the Opposite Party/s : Mr. Sri Narendra Kumar Singh

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 27-06-2018 Heard learned counsel for the petitioner and learned
APP for the State.

This is the second round of litigation. Earlier the prayer
for bail of the petitioner was rejected vide order dated 13.11.2017
passed in Cr. Misc. No. 43181 of 2017.

Petitioner is languishing in judicial custody since
07.06.2017 in connection with Sessions Trial No. 105 of 2018
arising out of Vijaypur P.S. Case No. 94 of 2017 for offences
punishable under Sections 394/302 of the Indian Penal Code.

The prosecution case, as lodged by the informant, is
that while he was returning after attending Barat, three miscreants
stopped him one stabbed him and looted the motorcycle and fled
away. The informant during course of treatment succumbed to the



injury.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and the confessional statement of other accused shows that he was not the main accused. Specific allegation is upon the co-accused Pankaj Kumar to have stabbed the informant. He submits that charges have been framed and the petitioner undertakes to cooperate in the trial on day to day basis.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge, Gopalganj in connection with Sessions Trial No. 105 of 2018 arising out of Vijaypur P.S. Case No. 94 of 2017, subject to the conditions that:

- (1) One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.



(2) Petitioner will appear before the learned court below during trial as and when required and failure to appear on two consecutive dates without assigning any reason will entail cancellation of his bail bonds.

(Nilu Agrawal, J)

Devendra/-

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