

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2813 of 2019

Arising Out of PS. Case No.-98 Year-2017 Thana- SAKURABAD District- Jehanabad

Jagatanand Upadhayay son of Late Deen Deyal Upadhayay Resident of
Village – Sultanpur, P.S.- Sakurabad, District- Jahanabad.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhola Kumar

For the Opposite Party/s : Mr.Narsingh Tanti

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 13-02-2019 The petitioner seeks bail in connection with Shakurabad
P.S.Case No. 98 of 2017 registered under Sections 302/34 of
the Indian penal Code.

Earlier prayer for bail of the petitioner as rejected vide
order dated 08.10.2018 passed in Cr.Misc. No. 58114 of 2018
with observation that once charge sheet has been submitted in
this case and if there is no other allegation except suspicion
against the petitioner, the court below shall release the petitioner
on bail to his satisfaction.

In pursuance of the aforesaid, petitioner had moved
before the learned court below who has rejected the prayer of
bail by drawing attention towards some paragraphs of the case
diary to show that petitioner was in village and there was
property dispute. However, submission of learned counsel for



the petitioner is that though there was property dispute but There is absolutely nothing against him to connect him in this case and his prayer for bail was erroneously rejected by the learned court below and he is in custody since 29.06.2018.

Heard learned APP also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, abovenamed, be released on bail upon furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM, Jehanabad in connection with Shakurabad P.S. Case No. 98 of 2017 with condition that one of the bailors shall be a local person having sufficient immoveable properties within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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