

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25360 of 2019

Arising Out of PS. Case No.-40 Year-2017 Thana- MUFFASIL District- Aurangabad

SHRAWAN SINGH, Son of Late Rameshwar Singh, R/o village- Hathidah,
P.S.- Hathidah, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sumeet Kumar Singh

For the Opposite Party/s : Mr.Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 09-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner in the present case is seeking regular bail once again because he had to surrender when he failed to abide by the terms and conditions indicated in the order dated 07.03.2018 passed by this Court in Cr.Misc.No.5349 of 2018.

It appears that in Cr.Misc.No.5349 of 2018 petitioner was granted regular bail by this Court on his showing willingness to deposit a sum of Rs.1,20,000/- in three installments of Rs.40,000/- each every month, subject to final result of the case in the court below. This Court granted him regular bail subject to the condition that prior to his release he will deposit a sum of Rs.40,000/- by way of first installment within two weeks and then he would be released on furnishing sureties, thereafter he will pay the rest of the amount in next two



installments on or before the due date as indicated in the order. In terms of the order he had to deposit the 2nd and 3rd installment by 15th of April, 2018 and 15th of May, 2018, but then he failed to deposit the same. Since he breached his own undertaking given before this Court, he was sought to be arrested but then he surrendered in the court below on 21.12.2018.

Learned counsel for the petitioner submits that the petitioner is ready to deposit the entire amount of Rs.80,000/- immediately and before his release, therefore, this Court may consider his prayer for grant of regular bail at this stage.

Learned APP for the State is present.

Considering the facts and circumstances of the case and the previous order passed by this Court, this Court directs that on a prior deposit of Rs.80,000/- by the petitioner with the court below, he will be released on bail on furnishing bail bond of Rs.25,000/- with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad in connection with Mufassil P.S. Case No.40 of 2017 subject to the condition under Section 437(3) Cr.P.C.

arvind/-

(Rajeev Ranjan Prasad, J)

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