

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.22945 of 2019**

Arising Out of PS. Case No.-547 Year-2018 Thana- AMARPUR District-  
Banka

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AWADHESH SINGH @ AWDHESH KUMAR SINGH, aged about 56 years,  
male, Son of Late Kaleshwar Prasad Singh Resident of Village -  
Moulanchak, P.S.- Amarpur, Distt - Banka.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner : Dr. Manoj Kumar, Advocate.

For the Opposite Party: APP

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**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**

ORAL ORDER

2      11-04-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner apprehends his arrest for the offences  
alleged under Sections 364/34 of the Indian Penal Code  
registered in connection with Amarpur P.S. Case No. 547 of 2018.

3. It is submitted that the petitioner has been falsely  
implicated on the accusation that he came and informed the  
informant's son that he was being called by Kanhaiya Singh. It is  
submitted that from the statement of the informant's son  
recorded under Section 164 Cr. P.C. a different version has been  
stated by him that he had received a phone call from Kanhaiya  
Singh to go and meet him. In the entire statement, the  
informant's son has not named the petitioner. The petitioner  
claims clean antecedents.

4. Be that as it may, in the event of the petitioner's  
arrest or surrender before the court below within six weeks from  
the date of communication of this order, let the above named



petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka in connection with Amarpur P.S. Case No. 547 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions -

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate 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.

(iv) That 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 reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

**(Vikash Jain, J)**

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