

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.9623 of 2020**

Arising Out of PS. Case No.-82 Year-2018 Thana- PIPRAHI District- Sheohar

SHANU KUMAR @ SUNNY S/o Umashankar Singh Resident of Village-
Sarahachiya, P.S.- Aurai, District- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Raju Kumar Goswami, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

3 29-05-2020 This application has been placed for consideration

by the order of the Hon'ble the Chief Justice through virtual

court proceeding.

Heard learned counsel for the petitioner and

learned A.P.P. for the State.

Petitioner in the present case is seeking regular

bail in connection with Piprahi P.S. Case No. 82/2018

registered for the offences punishable under Section 307,

353, 395, 414, 216(A) of the Indian Penal Code and 25(1-

b)a/26/27/35 of the Arms Act and ¾ of the Explosive

Substance Act and Section 30(a), 47 of Bihar Prohibition

and Excise Act, 2016, pending in the court of learned A.D.J.



- I, Sheohar.

Learned counsel for the petitioner submits that so far as this petitioner is concerned he was not arrested on the spot and his name has transpired in the confessional statement of the co-accused Bittu Kumar Singh. Learned counsel submits that the co-accused Bittu Kumar Singh has been granted privilege of regular bail by learned coordinate Bench of this court vide order dated 21.12.2018 in Cr. Misc. No. 77284/2018. Similarly co-accused Ganesh Singh has been granted bail in Cr. Misc. No. 55973/2018. Mr. Raju Kumar Goswami, learned counsel representing the petitioner has made statement on query of the court that the petitioner has already been granted regular bail in connection with the two cases stated in paragraph '3' of the application.

Learned A.P.P. for the State has opposed the prayer for regular bail of the petitioner, however considering the facts and circumstances of the case wherein it is the submission of learned counsel for the petitioner that he was not arrested on spot by police and has been remanded in this case from another case merely on suspicion and the co-accused in whose confessional



statement the name of this petitioner has transpired have been granted privilege of regular bail, let the petitioner above named be released on bail on furnishing bail bond of Rs. 25,000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Additional District Judge – I, Sheohar, in connection with Piprahi P.S. Case No. 82/2018, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under :

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

And further condition that he will abide by and observe the guidelines and directives of the Government of India and the State Government with regard to COVID-19



Pandemic during the Lockdown period. The authorities concerned shall take appropriate steps to ensure such observance prior to and after release of the petitioner.

(Rajeev Ranjan Prasad, J)

vats/Rajeev

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

