

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.29847 of 2020**

Arising Out of PS. Case No.-673 Year-2019 Thana- KADAMKUAN District- Patna

SHAMU KUMAR SINGH Son of Late Bhagwan Singh Resident of Village-
Surtapur, P.S.- Dinara, District- Rohtas.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Singh,Advocate

For the Opposite Party/s : Ms. Indu Kumari Srivastava, APP

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

2 09-11-2020 Learned counsel for the petitioner undertakes to

remove all the defects pointed out by the Stamp Reporter within

four weeks after start of normal functioning of the Court.

Heard learned counsel for the petitioner and Ms.

Indu Kumari, Srivastava, learned APP for the State.

This is the second attempt of the petitioner to obtain

regular bail in connection with Kadam Kuan P.S. Case No. 673

of 2019 registered for the offence punishable under Section 380

of the Indian Penal Code.

Learned counsel for the petitioner submits that earlier

while rejecting the prayer for regular bail of the petitioner on

21.01.2020 in Cr. Misc. No. 3968 of 2020, this Court had

granted liberty to the petitioner to renew his prayer for bail after

a reasonable period.



Learned counsel for the petitioner submits that now in connection with the offence punishable under Section 380 of the Indian Penal Code the petitioner has already remained in jail for over one year.

Learned APP for the State has though opposed the prayer for regular bail of the petitioner but considering the fact that the petitioner has remained in jail for over one year and has got no criminal antecedents, 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 A.C.J.M. XII, Patna in connection with Kadam Kuan P.S. Case No. 673 of 2019, 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.

And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take steps for cancellation of bail bond of the petitioner.

This application is allowed.

(Rajeev Ranjan Prasad, J)

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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'.

