

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35635 of 2021

Arising Out of PS. Case No.-292 Year-2011 Thana- MUZAFFARPUR TOWN District-
Muzaffarpur

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GOVIND KUMAR SON OF MAHENDRA SAH RESIDENT OF
MOHALLA- YOGIAMATH, P.S.- TOWN, DISTRICT- MUZAFFARPUR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Shekhar Anand, Adv.
For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 30-06-2021 Heard Mr. Chandra Shekhar Anand, learned counsel
for the petitioner and Mr. Yogendra Kumar Singh, Additional
Public Prosecutor for the State through video conferencing.

2. Petitioner has renewed his prayer for bail inasmuch
as earlier bail application of the petitioner (Annexure-1) was
rejected giving him liberty to renew his prayer after six months.

3. The prosecution case, as per FIR, is that unknown
miscreants were identified and prevented by the night guard,
Govind Bahadur, while they were making theft by breaking
locks of a shop. It is further alleged that the said night guard,
Govind Bahadur was murdered by the same miscreants.

4. Learned counsel for the petitioner submits that the
FIR was lodged against unknown person and the petitioner is



not named in the FIR and his name has transpired in this case on the basis of a confessional statement made by the co-accused. Learned counsel further submits that other co-accused, namely, Prakash Kumar, who allegedly, pierced pointed weapon behind the head of the deceased, has been granted bail by a co-ordinate Bench of this Court in Cr. Misc. No. 7347/2012 along with other co-accused persons.

5. Learned counsel next submits that petitioner is in custody since 15.03.2020.

6. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that similarly situated co-accused persons have been granted bail by co-ordinate Benches of this Court, trial is not likely to be concluded in near future due to pandemic situation and the petitioner is in custody since 15.03.2020, I am inclined to grant regular bail to the petitioner subject to the condition that petitioner will be well represented on each and every date in the trial and if he fails to do so on two consecutive dates, his bail bonds will be liable to be cancelled.

7. Accordingly, let the petitioner, GOVIND KUMAR be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to



the satisfaction of learned Chief Judicial Magistrate,
Muzaffarpur/court concerned in connection with Muzaffarpur
Town PS Case No. 292/2011.

8. It is made clear that at the time of furnishing bail
bonds all the parties shall follow the covid protocol like
social/physical distancing and sporting masks.

(Anil Kumar Sinha, J)

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