

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51095 of 2021

Arising Out of PS. Case No.-34 Year-2020 Thana- SURSAND District- Sitamarhi

MD IDU S/o Jabbar Miyan Resident of Village- Parsa, P.S.- Sursand, District-
Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sinha
For the Opposite Party/s : Mr.Atul Chandra

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 15-12-2021 Heard learned counsel for the petitioner and the State.

Learned counsel for the petitioner is directed to remove the defect(s), as pointed out by the office, within a period of eight weeks.

The petitioner seeks bail in a case for the offence registered under Section 302/201 of the Indian Penal Code.

Earlier prayer for bail of the petitioner was rejected vide Annexure-1 to the present application with an observation “at this stage” taking into account that the prayer for bail of the similarly situated co-accused has already been rejected.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 12-02-2020. He has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. Charge has already been



framed. The petitioner is not named in the FIR. The name of the petitioner transpired in the case on the basis of self-confession of the petitioner made under Section-161 Cr.P.C. Further it is submitted that in course of investigation, this case was found to be of last seen against the petitioner. The other co-accused namely Md. Shagir Darjee with similar allegation has been granted bail by a coordinate bench of this court vide order dated 04-08-2021 passed in Cr. Misc. No. 31963 of 2021.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri Kavindra Kumar, learned Judicial Magistrate-Ist Class, Pupri, Sitamarhi in connection with Sursand P.S. Case No. 34 of 2020.

(Sudhir Singh, J)

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