

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38748 of 2020

Arising Out of PS. Case No.-110 Year-2018 Thana- MAHUA District- Vaishali

SIDHAYANT KUMAR @ LALU SON OF ANAND KUMAR SINGH @
TUNA SINGH RESIDENT OF VILLAGE- KAREHON, P.S.- MAHUA,
DISTRICT- VAISHALI Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mrs.Bela Singh

For the Opposite Party/s : Mrs. Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 24-03-2021 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 395 and 397 of the Indian Penal Code.

The earlier bail application of the petitioner was
rejected vide Annexure-1 to the present application taking into
account that Rs. 17,100/- was recovered along with one country
made pistol and one live cartridge from the possession of the
petitioner.

A report was called for from the Trial Court. It has
been reported that none of the prosecution witnesses has been
examined till date.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 14.06.2018. Charge-
sheet/prosecution report has been submitted in this case. There



is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The petitioner is not named in the F.I.R. The petitioner has not been put on T.I.P. to ascertain his participation in the alleged occurrence nor the recovered amount of Rs. 17,100/- has been put on T.I.P. to ascertain whether the same is looted amount or not. It is further submitted that there is no chance of trial being concluded in near future. Other co-accuseds have been granted bail vide Annexures- 3 and 4 to the present application.

On behalf of the State, it is submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-5th, Vaishali in connection with Sessions Trial No. 162/2019 arising out of Mahua P.S. Case No. 110/18.

(Sudhir Singh, J)

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