

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39151 of 2021

Arising Out of PS. Case No.-137 Year-2020 Thana- JAMUI District- Jamui

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ABHI SINGH @ DHIRAJ SINGH Son of Sudarsan Prasad Singh Resident of
Village- Gulani Kushaha, P.S.- Sambhuganj, District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Narendra Kumar Singh

For the Opposite Party/s : Ms. Asha Devi

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 04-01-2022 Heard the parties through video conferencing.

Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

The petitioner, who is in custody since 13.10.2020,
seeks bail in connection with Jamui P.S. Case No. 137 of 2020,
for the offence punishable under Section 392 of the Indian Penal
Code.

The prosecution case, in brief, is that on 07.03.2020 at
about 4.00 P.M. the informant Bidesh Kumar after withdrawal
of Rs. 2,90,000/- from S.B.I., Jamui was returning to his home
by Motorcycle bearing registration No. BR-53B-3393, but on
the way, in between Simariya and Sonay, three persons riding
over Apache motorcycle started chasing him and after



restraining the informant, they looted the bag containing Rs. 2,90,000/- on the point of pistol and knife.

Learned counsel appearing on behalf of the petitioner submits that nothing has been recovered from the possession of the petitioner. He further submits that the name of petitioner surfaced in this case on the basis of confessional statement of co-accused.

Learned A.P.P. for the State, however, opposes the prayer for grant of bail to the petitioner.

Considering the aforesaid facts and circumstances of the case and also the fact that petitioner is not named in the F.I.R. his name has surfaced on the basis of confessional statement of co-accused Manaw Singh @ Nayan Singh and there is no allegation of tampering of evidence or influencing the witnesses. This Court directs the petitioner to be released on bail on furnishing bail bond of Rs. 25,000/- (Rs. Twenty Five thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge, Jamui in connection with Jamui P.S. Case No. 137 of 2020 subject to the following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the Court



concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bonds.

(Purnendu Singh, J)

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