

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37505 of 2022**

Arising Out of PS. Case No.-29 Year-2019 Thana- JIRADEI District- Siwan

Amit Singh @ Amit Kumar Singh Son Of Bharat Singh, Resident of Village-
Jiradeyi, P.S.- Jiradeyi, District- Siwan Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 23-09-2022 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Jiradeyi P.S. Case No. 29 of 2019 lodged under Sections 406,
328, 302 and 120(B) of the Indian Penal Code.

As per prosecution, the husband of the informant had
sold his land to Rakesh Singh and he has visited to the house of
Pankaj Singh for collection of money on the very next day. Her
husband reached at the house in unconscious stage, upon
treatment she has visited to the hospital Siwan then doctor
declared him dead.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He further
submits that name of the petitioner has figured in this case only
and only due to the reason that he is brother of Amarjeet Singh.

Learned counsel further submits that he was not available in India, which is apparent from his passport that he was working out side of India and due to this reason, he could not present in the court and declared absconder. Learned counsel further submits that petitioner's antecedent is clean and he is in custody since 24.05.2022. He further submits that charge sheet has already been filed in this case.

Learned counsel for the State opposes the prayer for bail and submits that if bail shall be granted, then there is every likelihood that the petitioner may leave the country.

In the present facts and circumstances of the case and the submissions made above, I am not inclined to grant bail to the petitioner at present but Trial Court is directed to release the petitioner on bail after framing of charge in this case. Trial Court is also directed to impose its own conditions so that the petitioner may not leave the country and for that he shall deposit his passport before the Trial Court.

With these observations, the bail application stands rejected.

(Dr. Anshuman, J.)

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