

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63122 of 2021**

Arising Out of PS. Case No.-218 Year-2019 Thana- DURGAWATI District- Kaimur (Bhabua)

LAL BABU BAITHA, Son of Angad Baitha Resident of Village- Saraiya,
P.S.- Durgawati, District- Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Pandey

For the Opposite Party/s : Mr. Kumar Virendra Narayan, APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

3 29-03-2022 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in a case registered for the
offences under Sections 302, 201, 34, 396, 412, 120B of the
Indian Penal Code.

The learned counsel for the petitioner submits that
earlier the bail of the petitioner was rejected by order dated
25.01.2021 passed in Cr. Misc. No. 22731 of 2021. The learned
counsel for the petitioner further submits that the bail of co-
accused Amit Singh @ Dhiru Dada was also rejected by order
dated 06.03.2021 passed in Cr. Misc. No. 77117 of 2019 whose
name transpired in the confessional statement of the present
petitioner, the learned counsel submits that said Amit Singh @
Dhiru Dada was subsequently granted bail by order dated



01.10.2021 passed in Cr. Misc. No. 17974 of 2021. The learned counsel thus submits that since Amit Singh has been granted bail and his name had transpired in the confessional statement of this petitioner, as such, the petitioner also deserved to be enlarged on bail more so when by order dated 25.01.2021 in Cr. Misc. No.22731 of 2020, this Court while rejecting the bail application of the petitioner had directed the learned Court below to expedite the trial and to conclude the same within a period of nine months but the trial till date had not concluded and few witnesses have been examined.

Considering the fact the petitioner is in custody since 09.09.2019 and co-accused, Amit Singh, has been granted bail, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Sessions Trial No. 303, arising out of Durgawati P.S. Case No. 281 of 2019, with a condition that one of the bailor shall be the father of the petitioner (Angad Baitha).

Further, the petitioner will appear on each and every date in the trial and in the event if the petitioner on any date



fixed in the trial does not appear without any plausible explanation, the learned Court below shall forthwith cancel his bail-bond.

The application stands allowed.

(Satyavrat Verma, J)

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