

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62215 of 2022

Arising Out of PS. Case No.-38 Year-2021 Thana- GHOSI District- Jehanabad

PAPPU KUMAR SON OF RAMNUJ PRASAD R/O VILLAGE- DOMAN
BIGHA, P.S.- GHISHI, DISTRICT- JEHANABAD

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar, Advocate
For the Opposite Party/s : Mr.Jitendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 23-11-2022 Heard learned counsel for the petitioner as also Mr.
Jitendra Kumar Singh, learned APP who represents the State.

The case is registered under Sections 363, 365, 201,
302, 120(B) of the Indian Penal Code ,in connection with
Ghoshi P.S. Case No. 38 of 2021.

The prosecution story as per the informant, Savita
Devi is that on 17.01.2021, her son Ajay Kumar along with his
friends went out, but failed to return. After searching
everywhere for some day, the FIR was instituted.

During the course of investigation, the name of the
petitioner cropped up and subsequently charge-sheet was also
filed against him.

This case was heard and rejected by this Court on
30.3.2022 vide Cr. Misc. No. 50845 of 2021.



Learned counsel for the petitioner submits that he is in custody since 28.1.2021 (as stated in para-17 of the bail application) and further do not have any criminal antecedent and there is no likelihood of completion of the trial and as such he may be enlarged on bail.

Taking into account the period of custody as also the fact that he has no criminal antecedent, this Court is inclined to grant him the privilege of bail with conditions.

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of C.J.M. Jehanabad in connection with Ghoshi P.S. Case No. 38 of 2021 with the following conditions :

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark his



attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

With the aforesaid observations, the bail application is allowed.

(Rajiv Roy, J)

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