

In the Court of Sessions Judge, Muzaffarpur.
S.Tr. No.162/2020

Date of order of proceeding	Order with the signature of the court	Office action taken with date
<u>31.08.2022</u>	Bail petition on behalf of Laxmi Narain Singh @ Laxmi Singh, who is in in custody since 27.11.2011, in connection with S.Tr.No.162/2020, arising out of Sadar P.S.Case No.250/2006, registered u/ss 364(A) and 120(B)/34 of the I.P.C., has been pressed by his learned lawyer, who has submitted that the petitioner is innocent and he has been falsely implicated in this case. It has further submitted that petitioner is not named in the F.I.R. and he has been dragged in this case on mere confession of other co-accused and was remanded in this case on 27.11.2011 and since then, he is rotting in jail custody. It has further been submitted that similarly situated other co-accused has already been granted bail by the Hon'ble High Court, Patna. Accordingly, learned lawyer has prayed to enlarge the petitioner on bail. Prayer of bail has been opposed. Having heard both sides, I have perused the records and on perusal of the same, it is evident that this case has been registered against one Manish Kumar on the basis of written complaint given by Shyam Kumar Singh. The crux of the allegation as alleged in the F.I.R. is that Atul Kumar, son of the informant proceeded for Patna on 24.09.2006 but he became disappeared. The record reveals that the petitioner was remanded in this case on 27.11.2011 on the basis of production warrant	

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issued against him and since then, he is in custody. The record further reveals that supplementary chargesheet against the petitioner and one Mukesh Singh has been filed. The record also reveals that cognizance of the offence has already been taken in the original record on 10.01.2007. The record also reveals that one of the co-accused Mukesh Singh has already been granted bail by the Hon'ble Court vide Cr.Misc.No.21395/2012, dated 07.12.2012, the case of the petitioner stands on similar footing to that of co-accused Mukesh Singh.

Taking into account the above facts alongwith the period of petitioner under custody, I find it judicious to enlarge the petitioner on bail, on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each. One of the sureties shall furnish documents showing sufficient immovable property within the jurisdiction of this district, petitioner is directed to attend the court regularly, if remains absent on three consecutive dates, his bail bond shall be cancelled.

(Dictated)

Sd/-M.K. Sinha.

Sessions Judge, Muz.