

Court No. - 49

Criminal Misc. Second Bail Application No. 2 of 2019

IN

Case :- CRIMINAL APPEAL No. - 2385 of 1988

Appellant :- Ram Vilas Singh And Another

Respondent :- State

Counsel for Appellant :- S.C. Rai, Ramakant Singh

Counsel for Respondent :- A.G.A.

Hon'ble Krishna Pratap Singh, J.

Heard learned counsel for the appellant-applicant and learned Additional Government Advocate on the bail application moved on behalf of appellant-applicant Ram Vilas Singh.

Learned counsel for the appellant submitted that appellant was earlier granted bail by this Court vide order dated 12.10.1988 which he never misused. However, when the case was listed for the first time after 1988 on 16.11.2018, he could not gather knowledge about the listing of the case as his earlier counsel Shri S.C. Rai has become Standing Counsel for CAT, Lucknow and non-bailable warrants were issued and appellant was arrested. He further submits that appellant is in jail. He also submits that he is ready to argue the appeal as and when it is listed next. In case the applicant is released on bail, he shall not misuse the liberty of bail.

Per contra, learned A.G.A. opposed the prayer for bail.

Having considered the submission of the parties, I am of the view that it is a fit case for bail.

Let the appellant-Ram Vilas Singh, who has been arrested pursuant to the order of this Court dated 16.11.2018 be released on bail on his furnishing a personal bond with two sureties each in the like amount to the satisfaction of the Court concerned in S.T. No. 225 of 1986, under Sections 307 IPC and 4 of Probation of Offenders Act, PS Haldharpur, district Mau.

Report of the Chief Judicial Magistrate, Ballia indicates that appellant No. 2, Markandey Singh is no more.

Accordingly, appeal filed on his behalf stands abated.

List after six weeks for final hearing.

Order Date :- 18.2.2019

Ishrat