

Shailesh Kumar Singh Vs. the State of Bihar

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Court : Patna

Decided On : May-23-2012

Appellant : Shailesh Kumar Singh

Respondent : The State of Bihar

Judgement :

IN THE HIGH COURT OF JUDICATURE AT PATNA Criminal Miscellaneous
No.40737 of 2011
===== Shailesh
Kumar Singh, Son of Late Ramdayal Singh. Petitioner/s Versus The State
Of Bihar Opposite Party/s
===== CORAM:
HONOURABLE MR. JUSTICE AKHILESH CHANDRA ORAL ORDER (Per:
HONOURABLE MR. JUSTICE AKHILESH CHANDRA

23. 01-2012 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State, who is armed with carbon/xerox copy of the case diary up to paragraph 55 dated 30/11/2010. The petitioner is apprehending his arrest in connection with a case registered for the offence punishable under Sections 420, 467 and 468 of the Indian Penal Code. In this case, instituted against one Vijay Tiwari, petitioners name emerged during investigation in the extra judicial confession of one Awanind Kumar Sharma an employee in the shop of the petitioner. Submission is that even in the said extra judicial confession, there is nothing against the petitioner, though 2 Patna High Court Cr.Misc. No.40737 of

2011 (3) dt.23-01-2012 2/2 someone else utilized phone numbers, passwords etc. Further, it is also submitted that there is no corroborating material against the petitioner, who has also no criminal antecedent. If, it is so, till conclusion of the investigation/submission of charge-sheet, in the event of his arrest/surrender before the court below within four weeks, let the above named petitioner be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand only) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Gopalganj, in connection with Kateya P.S. Case No. 164 of 2010, subject to condition laid down under Section 438 (2) of the Code of Criminal Procedure with additional condition to remain physically present before the court below till conclusion of the investigation/submission of charge-sheet and in case of failure on two consecutive dates without giving any reasonable explanation, the liberty granted shall be deemed to be cancelled. (Akhilesh Chandra, J.) Praveen-II/-

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