

Patna High Court - Orders

Sunil Upadhayay vs The State Of Bihar on 27 September, 2011

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (DB) No.965 of 2011

Sunil Upadhayay, Son of Sh. Brahmdeo Upadhayay, Resident of
Mohalla-Upper Dih (Vishnupad), Sangat Ghat, Gaya, P.S.-Civil
Lines (Gaya), P.O.-Chand Chaura Panch Mahalla, District-Gaya.

.....Appellant.

Versus

The State of Bihar

.....Respondent.

For the Appellant : Mr. Sumant Singh, Advocate.

For the State : APP.

02/ 27.09.2011 Heard learned Counsel for the appellant and learned Counsel for the respondent.

Appeal is admitted.

Call for the lower court records. Arguing for bail, learned Counsel for the appellant has submitted that nobody has seen the occurrence. The marriage was nine years prior to the occurrence and the case is purely based upon circumstantial evidence.

Considering the facts and circumstances, prayer for bail is allowed. During the pendency of this appeal, let appellant Sunil Upadhayay be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Shri Bal Krishna Verma, learned 2nd Additional Sessions Judge/his successor court, Gaya in connection with Sessions Trial No. 61 of 2011 (original Sessions Trial No. 190 of 2007), arising out of Civil Lines P.S. Case No. 236 of 2006.

During the pendency of this appeal, the fine impose against the above named appellant shall remain stayed.

(Shyam Kishore Sharma, J.) kksinha/- (Dinesh Kumar Singh, J.)