

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3818 of 2015

Arising Out of PS.Case No. -16 Year- 2014 Thana -KOTHI District- GAYA

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Dr. Devendra Prasad @ Devendra Prasad Son of Late Hari Prasad Mahto,
Resident of Village - Manghar, Police Station - Paraiya, District- Gaya.
Present residing of Village - Biraj, Police Station - Kothi, District - Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh

For the Opposite Party/s : Mr. C.Jawahar(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 29-01-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
16.07.2014 in a case registered for the offences punishable under
Sections 147, 148, 149, 435, 427 of the Indian Penal Code, 3/4 of
Explosive Substances Act and 17 of Criminal Law Amendment
Act.

It is alleged that the informant's mobile tower
was burnt by the extremists. Name of the petitioner sprang up
during investigation.

It is submitted by learned counsel for the
petitioner that the name of the petitioner though transpired during

investigation in the confession of the co-accused it is claimed that recovery of mobile has been made from the petitioner, but no seizure list was made nor any witness suggested any overt act by this petitioner.

Considering the aforesaid facts, let the above named petitioner, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate, Sherghati, Gaya in connection with Kothi P.S. Case No. 16 of 2014.

Since the petitioner is accused in two other cases, the learned court below will cancel the bail bonds of the petitioner, if he substantially gets involved in some serious nature of the offence or defaults for two consecutive occasions.

(Dinesh Kumar Singh, J)

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