

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24193 of 2015

Arising Out of PS.Case No. -258 Year- 2015 Thana -SITAMARHI District- SITAMARHI

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1. Raushan Kumar son of Satyendra Singh Resident of village- Beghaul,
P.S.- Wazirgnaj, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa, Advocate

For the Opposite Party/s : Mr. Jitendra Kr. Singh No.1(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 14-07-2015

Heard learned counsels for the petitioner and the

State.

The petitioner is languishing in custody since
06.04.2015 in a case registered for the offences punishable under
sections 420,379,411 of the Indian Penal Code and section 66(c)
of the Information Technology Act.

The prosecution case is that on pretext of assisting
the informant to withdraw money through ATM, the petitioner
exchanged the ATM card of the informant and withdrew
Rs.25,000/-. Subsequently, the petitioner was apprehended while
withdrawing the money through ATM card of the informant and
from his possession large numbers of ATM cards were recovered
leading to registration of another case being Sitamarhi P.S. Case

No.134 of 2015.

It is submitted by learned counsel for the petitioner that for the occurrence of 15.02.2015, the FIR was registered on 18.03.2015 and in the other case i.e. Sitamarhi P.S. Case No.134 of 2015, the petitioner has been granted bail. Moreover, the investigation has already concluded. The petitioner is not accused in any other case except the two cases as mentioned above.

Considering the fact that investigation has already concluded, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Sitamarhi P.S. Case No.258 of 2015.

Since the petitioner has criminal antecedent, learned court below will be at liberty to cancel the bail bonds of the petitioner, if he defaults for two consecutive occasions or gets involved in some serious nature of offence.

(Dinesh Kumar Singh, J)

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