

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46094 of 2014

Arising Out of PS.Case No. -191 Year- 2014 Thana -JANDAHA District- VAISHALI(HAJIPUR)

Mithilesh Singh, Son of Bishwanath Singh, Resident of village- Malikpura,
P.S.- Goraul, Dist.- Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL ORDER

3 03-03-2015 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner seeks bail in Jandaha P.S. Case No.
191 of 2014 dated 06.08.2014 instituted under Sections 395
and 414 of the Indian Penal Code.

Learned counsel for the petitioner submits that he
is not named in the First Information Report and only on the
confessional statement of co-accused Vipul Kumar Patel he has
been falsely implicated, though, there is no recovery from his
possession. It is submitted that petitioner runs radio repairing
shop in the village of the in-laws of Vipin Kumar Patel and
there was some dispute with him regarding repairing charges
due to which he has been falsely implicated and even the call
details relate to talk regarding such repair. It is submitted that
there has been no Test Identification Parade and the petitioner
is accused only in one other case registered for the offence

under Section 414 of the Indian Penal Code in which he is already on bail and besides that there is no other case against him. It is submitted that the petitioner is in custody since 08.08.2014.

Learned A.P.P. opposes the prayer for bail.

Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the 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 the learned Judicial Magistrate, Ist Class, Vaishali at Hajipur in Jandaha P.S. Case No. 191 of 2014. The petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. The petitioner shall also give an undertaking to the Court that he shall not indulge in any criminal activity. Any violation of the terms and conditions of the bonds or the undertaking shall lead to cancellation of his bail bonds. The petitioner shall cooperate in the trial and be present before the Court on each and every date. Failure to cooperate or appear on two consecutive dates, without sufficient cause, shall also lead to cancellation of his bail bonds.

(Ahsanuddin Amanullah, J.)

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