

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22795 of 2016

Arising Out of PS.Case No. -58 Year- 2016 Thana -KHAZANIHAT District- PURNIA

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Madhav Jha @ Chotu Kumar Jha @ Chotu Jha S/o Sri Gunjan Jha resident
of Village- Bishanpur, P.S. Dhamdaha, District- Purnia.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pranav Kumar Jha, Advocate

For the Opposite Party/s : Mr. Amp Mehta

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 26-05-2016 Heard the learned counsel for the petitioner as well as

the learned A.P.P. for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 420, 467, 468, 471, 413 and 414/34 of
the Indian Penal Code.

After receiving information from Ashish Kumar
Yadav, the informant of K. Hat (Maranga) P.S. Case No.47 of
2016, the informant and other police personnel caught the
petitioner and co-accused Kumar Nishant with black colour Pulsar
motorcycle whose registration number was found forged and they
confessed that they and co-accused Om Ji @ Rishi Raj used to
snatch mobile of the passers and further they used stolen
motorcycle in the crime.



Submission is of false implication and that the said motorcycle was not of the petitioner, he has been made victim of police atrocity, nothing has been recovered from conscious possession of the petitioner, he has got clean antecedent and without any fault, he is suffering in custody since 10.2.2016. Charge sheet has already been submitted and there is no chance of tampering with the prosecution evidence.

The learned A.P.P. submits that the petitioner and other co-accused were using motorcycle having forged registration number and further from possession of Kumar Nishant, one white colour Marcomax mobile was also recovered.

In the facts and circumstances stated above, considering that charge sheet has already been submitted and there is no chance of tampering with the prosecution evidence and, as such, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of 1st Assistant Sessions Judge, Purnia in connection with K. Hat Maranga P.S. Case No.58 of 2016 corresponding to S.T. No.112 of 2016, subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the

petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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