

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.22600 of 2016

Arising Out of PS.Case No. -14 Year- 2016 Thana -TATARPUR District- BHAGALPUR

1. Subhas Mandal @ Subas Mandal Son of Late Damodar Mandal, Resident
of Village- Daspur, P.S. Sajour, District- Bhagalpur..... Petitioner

Versus

1. The State of Bihar. Opposite Party

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh

For the Opposite Party/s : Mr. Dinesh Singh(App)

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

ORAL ORDER

3 12-07-2016

Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Tatarpur P.S.
Case No. 14 of 2016 registered for the offences punishable under
Sections 399, 402, 412 of the Indian Penal Code and Sections
25(1-b)a, 26/35 of the Arms Act.

Allegedly, acting on an information that some miscreants
being armed assembled in Scorpio vehicle near SBI ATM for
committing dacoity, raid was conducted but one person fled away
and others were apprehended including the petitioner and from the
vehicle several stolen articles as per seizure list were recovered
and from possession of the petitioner one live cartridge was
recovered.

Submission is of false implication and that the petitioner
has been made victim of circumstances, nothing has been

recovered, he is in custody since 23.01.2016 and now he has sufficiently been penalized.

Learned APP opposes the prayer of bail by submitting that the petitioner has got criminal antecedent also.

In the facts and circumstances stated above, the petitioner above named shall be released on bail **after completion of six months custody from the date of his remand** on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Bhagalpur in connection with Tatarpur P.S. Case No. 14 of 2016, subject to the conditions that one of the bailors must be a 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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