

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58022 of 2015

Arising Out of PS.Case No. -223 Year- 2015 Thana -BARAHIYA District- LAKHISARAI

Niraj Kumar @ Sintu Kumar Son of Kamdeo Singh, Resident of Village -
Dumri, P.S. - Barahiya, District - Lakhisarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh

For the Opposite Party/s : Mr. Ataur Rahman(App)

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 17-02-2016 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner seeks bail in connection with Barahiya
P.S. Case No. 223 of 2015 registered for the offence punishable
under Section 392 of the Indian Penal Code.

Allegedly, three unknown motorcycle borne criminals
overtook pickup van and after dragging the informant from pickup
van assaulted him and further snatched amount of Rs. 2,600/- and
odds and further on demand they returned Rs. 100/- to the
informant. Later on three miscreants were caught sitting in the
hotel with that motorcycle and from possession of co-accused
Arvind Singh amount of Rs. 860/- was recovered and from
possession of the petitioner nothing was recovered.

Submission is of false implication and that the
petitioner has been made victim of the circumstance, he was

sitting in the hotel and was apprehended without any basis, no TIP was conducted though the informant has claimed to identify the culprits and without any legal and cogent material, he is suffering in custody since 10.11.2015.

The learned A.P.P. fairly submits that nothing was recovered from possession of the petitioner.

In the facts and circumstances stated above, considering the detention of the petitioner now he 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 the learned C.J.M.,Lakhisarai, District Lakhisarai in connection with Barahiya P.S. Case No. 223 of 2015 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)

sushma/-

U		T	
---	--	---	--