

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 32323 of 2016

Arising Out of PS.Case No. -259 Year- 2015 Thana -TARAIYA District- SARAN

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Krishna Rai son of Tona Rai Resident of Village- Baluhi, Police Station
Marhowrah, District Saran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Srivastva

For the Opposite Party/s : Mr. Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 19-08-2016 Heard Sri Vijay Kumar Srivastava, learned counsel
for the petitioner and Sri Madan Kumar, learned Addl. Public
Prosecutor.

The sole petitioner, who is in custody since
12-01-2016 in Taraiya P.S. Case No. 259 of 2015 registered for
offence under Section 392 of the Indian Penal Code, has prayed
for grant of bail.

It was submitted by learned counsel for the petitioner
that F.I.R. was lodged against unknown, however; the petitioner
has been made accused in this case on the basis of confession of
one of the co-accused. He submits that save and except
confessional statement of co-accused, there is no other material to
connect the petitioner, whereas, learned Addl. Public Prosecutor

opposing the prayer submits that petitioner is having criminal antecedent and he is accused in other two similar types of cases.

In view of the fact that petitioner's name has come on confession of co-accused as well as period of custody, let the petitioner namely Krishna Rai be enlarged 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, Saran at Chapra in connection with Taraiya P.S. Case No. 259 of 2015, with a condition that one of the bailor must be blood relation of the petitioner and secondly, during the trial on each and every date, the petitioner shall remain physically present. If continuously on two dates, the petitioner fails to appear before the court below, without prior permission of the trial court, his bail-bond shall stand automatically cancelled.

(Rakesh Kumar, J.)

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