

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39273 of 2016

Arising Out of PS.Case No. -80 Year- 2014 Thana -WAJIRGANJ District- GAYA

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Bharat Sao, S/o Rameshwar Sao, R/o Village- Mastalipur, P.S.- Mofassil,
District- Gaya.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Kumar Sinha

For the Opposite Party/s : Mr. Sri Chandra Bhushan Prasad

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

4 16-11-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in connection with Wazirganj (Tankuppa) P.S. Case No. 80 of 2014 registered for offence under section 395 of the Indian Penal Code.

As per the first information report, it is a case of section 395 I.P.C., but during investigation it was transpired that the SIM No. 9931947677 was being used by one Ravindra Kumar Singh, he has informed the Police that he has found it from the petitioner. From the case diary it appears that the petitioner is running a Chicken shop and some one has left that mobile and SIM was being used by Ravindra Kumar Singh.

The Police has investigated the matter and submitted the charge sheet.

In such view of the matter, the petitioner-Bharat Sao be released on bail on his furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Shri Jigar Shah, Judicial Magistrate 1st class, Gaya in connection with Wazirganj (Tankuppa) P.S. Case No. 80 of 2014, subject to the condition that (i) one of the bailors shall be father/mother/wife/son of the petitioner (ii) if the petitioner is found involved in future in similar type of case, the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order, including cancellation of bail (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds and (iv) the petitioner will report to Wazirganj (Tankuppa) Police Station by 7th of every month at least for six months and in case of failure without any valid rhyme or reason, the bail of the petitioner will be treated to have been cancelled.

Mahesh/-

(Shivaji Pandey, J)

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