

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10065 of 2016

Arising Out of PS.Case No. -283 Year- 2015 Thana -MANIGACHI District- DARBHANGA

1. Sonu Kumar Mandal @ Sonu Mandal Son of Lal Babu Mandal, Resident of village- Brahampur, P.S.- Manigachhi, District- Darbhanga

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha

For the Opposite Party/s : Mr. Dr. M.K.Gautam(App)

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 12-04-2016 Heard the learned counsel for the petitioner and the learned A.P.P. representing the State.

The petitioner seeks bail in connection with Manigachhi P.S. Case No. 283 of 2015 registered for the offences punishable under Sections 461, 379 and 411 of the Indian Penal Code.

Allegedly, in the mobile shop of the informant theft was committed wherein several mobiles and other articles were stolen away and co-accused Sanjay Kumar Mandal was seen fleeing away with his associates. During investigation, on the basis of confessional statement of co-accused from the house of the petitioner stolen mobiles and headphone were recovered on 03.12.2015.

Submission is of false implication and that

nothing has been recovered from conscious possession of the petitioner, the police has obtained signature on plain paper and that has been converted into alleged seizure list, the recovered articles have not been put on T.I.P., the petitioner has got no criminal antecedent and he is suffering in custody since 04.12.2015 and, as such, he deserves sympathetic consideration, to which the learned APP opposes.

In the facts and circumstances stated above, the petitioner, above named, ***shall be released on bail after completion of six months in custody*** 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 Sub-Divisional Judicial Magistrate, Darbhanga in connection with Manigachhi P.S. Case No. 283 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)

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