

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31148 of 2016

Arising Out of PS.Case No. -44 Year- 2013 Thana -MATIARIA District-
WESTCHAMPARAN(BETTIAH)

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1. Charitra Sah @ Ranjit Sah Son of Late Bhajan Sah Resident of village -
Sonbarsa, Police Station-Mataria, District-West Champaran

.... Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Lakshmi Kant Sharma

For the Opposite Party/s : Mr. Smt Indu Kumari Srivastava

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL ORDER

3 08-09-2016

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

The petitioner seeks bail in connection with Matiariya P.S.
Case No. 44 of 2013 registered for the offences punishable under
Sections 406, 420, 120B of the Indian Penal Code.

On behalf of the petitioner it is submitted that earlier
petitioner was granted the privilege of pre-arrest bail vide Cr.
Misc. No. 27850 of 2014 but later on, on the report of the Officer-
In-Charge Matiariya Police Station, anticipatory bail granted to the
petitioner was cancelled, resulting, he is suffering in custody since
07.12.2015. Chargesheet has already been submitted and there is
no chance of tampering with the prosecution evidence.

Learned APP duly assisted by learned counsel for the
informant opposes the prayer of bail by submitting that the

petitioner after taking advantage of pre-arrest bail committed the offence and again after release there is chance that he will commit the offence.

In the facts and circumstances stated above and considering the period of detention, the petitioner above named 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 Chief Judicial Magistrate, West Champaran (Bettiah) in connection with Matariya P.S. Case No. 44 of 2013, 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.

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(Jitendra Mohan Sharma, J)

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