

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.54365 of 2016

Arising Out of PS.Case No. -347 Year- 2016 Thana -BARAUNI District- BEGUSARAI

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Lalan Kumar son of Bhola Nishad resident of village - Simariya Ghat Bind
Toli, P.S. - Barauni (Chakiya), District - Begusarai..... Petitioner

Versus

The State of Bihar. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ram Sumiran Rai, Advocate

For the Opposite Party/s : Mr. Sri Arun Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 20-12-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Barauni
F.C.I. P.S. Case No. 347 of 2016 registered for the offences
punishable under Sections 457, 380 and 411 of the Indian Penal
Code.

Allegedly, the petitioner and co-accused were
apprehended when they were trying to flee away after committing
theft from the shop of the informant and theft articles were also
seized.

Submission is of false implication and that the petitioner
is suffering in custody since 26.09.2016, nothing has been
recovered from conscious possession of the petitioner, chargesheet
has already been submitted and there is no chance of tampering
with the prosecution evidence to which the learned APP opposes



by pointing out the alleged recovery from possession of the petitioner.

In the facts and circumstances stated above, the petitioner above named shall be released on bail **after completion of six months judicial custody from the date of his remand** 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, Begusarai in connection with Barauni F.C.I. P.S. Case No. 347 of 2016, 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.

(Jitendra Mohan Sharma, J)

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