

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38639 of 2016

Arising Out of PS.Case No. -225 Year- 2016 Thana -MOTIHARI MUFASIL District-
EASTCHAMPARAN (MOTIHARI)

=====

Ramesh Kumar S/o Late Deeplal Prasad Yadav, resident of village-
Harajpur, P.S.- Motihari Mufassil, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Kundan Kumar, Adv.

For the Opposite Party : APP

=====

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 22-09-2016

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

2. The petitioner apprehends his arrest for the
offences alleged under Section 414 of the Indian Penal Code
registered in connection with Motihari Muffasil P.S. Case No. 225
of 2016.

3. It is submitted that the petitioner has been falsely
implicated merely on the confessional statement of co-accused
Pappu Kumar from whose possession the recovery of Honda
Motorcycle was made. Except such confessional statement, there
is no material to connect the petitioner with the alleged offence.
Petitioner claims clean antecedents.

4. Having regard to the entirety of the facts and
circumstances of the case, in the event of the petitioner's arrest or
surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be
released on bail on furnishing bail bond of Rs. 10,000/- (ten
thousand) with two sureties of like amount each to the satisfaction
of learned Chief Judicial Magistrate, Motihari, East Champaran in
connection with Motihari Muffasil P.S. Case No. 225 of 2016, subject

to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) The petitioner shall cooperate with the investigation and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/BT

U		T	
---	--	---	--