

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53879 of 2016

Arising Out of PS.Case No. -545 Year- 2016 Thana -BANKA District- BANKA

=====

1. Rajhansh Manjhi Son of Suchit Lal Manjhi Resident of Village-Dudhari,
P.S. Banka, District-Banka

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Tiwary

For the Opposite Party/s : Mr. M. Dayal, APP

=====

CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

2 20-12-2016 Heard the Counsel for the petitioner and Mr. M. Dayal, APP
for the State.

Apprehending his arrest in Banka P.S. Case No. 545 of
2016 registered under sections 461 and 379 of the Indian Penal
Code, the present application is for grant of anticipatory bail.

The informant alleged that key of the Panchayat Bhawan
was given to one person from whom co-accused Shekhar
Panjiyara demanded key which was not given. The following
morning, it was found that theft was committed from the
Panchayat Bhawan. Several records and articles were taken away.
The informant, who is Panchayat Secretary, has suspected the
hands of co-accused Shekhar Panjiyar as well as the petitioner.

Learned counsel for the petitioner submits that merely on
suspicion, the F.I.R. has been lodged. There is no convincing
material on record to show that the petitioner committed theft.



Considering the above, co-accused Shekhar Panjiyar has been granted anticipatory bail by this Court vide order dated 16.09.2016 (Annexure-2). Petitioner has no criminal antecedent.

Taking into account the aforesaid submission of the parties, in the event of arrest or surrender in the Court below within four weeks, the petitioner abovenamed is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka in Banka P.S. Case No. 545 of 2016 (G.R. No. 1947/16) subject to the condition as laid down under Section 438(2) of the Cr.P.C. with the further following conditions:

(i) One of the bailers shall be the own/close family members of the petitioner.

(ii) In case of framing of charge, the petitioner shall appear in person on each and every date fixed in the Court below. In case of default in doing so on two consecutive occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioner and secure his arrest in accordance with law.

(Kishore Kumar Mandal, J)

Pankaj/-

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

