

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16225 of 2017

Arising Out of PS.Case No. -209 Year- 2016 Thana -MEERGANJ District- GOPALGANJ

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1. Satendra Padit @ Satyendra Padit @ Satyendra Parit, Son of Mangal Padit, Resident of Village- Galla Mandi Mirganj, Police Station- Mirganj, District- Gopalganj. Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh
For the Opposite Party/s : Mr. M. Rab

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 01-05-2017 Heard learned counsel for the petitioner and learned A.P.P. representing the State.

The petitioner seeks bail in connection with Mirganj P.S. Case No. 209 of 2016, Gr. No. 2347 of 2016 registered for the offences punishable under Sections 457, 380 and 411 of the Indian Penal Code and Sections 25 (1-A)b, 26(ii) and 35 of the Arms Act.

Allegedly, the petitioner and other co-accused entered into the clinic and committed theft of mobile. The informant raised alarm and then the petitioner and another co-accused started fleeing away but the petitioner and co-accused Sumit Kumar @ Chhotu Kumar Srivastava were apprehended and from possession of the petitioner one loaded country made pistol and stolen mobile were recovered.

Submission is of false implication and that nothing has



been recovered from possession of the petitioner, he has been made victim of the circumstances. The petitioner without any fault is suffering in custody since 03.08.2016. The petitioner has got three cases in which he is on bail.

The learned A.P.P. submits that petitioner was caught red handed with stolen mobile and loaded pistol.

In the facts and circumstances stated above, considering the detention of the petitioner, now he 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 CJM, Gopalganj in connection with Mirganj P.S. Case No. 209 of 2016, GR No. 2347 of 2016, Trial No. 36 of 2016 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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