

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7698 of 2017

Arising Out of PS.Case No. -381 Year- 2016 Thana -SUPAUL District- SUPAUL

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1. Krishna Kumar @ Bambam Yadav S/o Sri Varun Yadav R/o Village
Bhabtiya, P.S. - Saur Bazar, District - Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shiva Shankar Sharma

For the Opposite Party/s : Mr. Ram Priya Saran Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 11-04-2017 Heard the parties.

This application has been filed in connection with Supaul
P.S.Case No.381 of 2016 for the offence under Section 414 of
the Indian Penal Code and Seciton 25(1-B)(A), 26 (ii) and 35 of
the Arms Act.

It is submitted on behalf of the petitioner that though the
allegation against him is about recovery of one stolen Motorcycle,
three cartridges and one Samsung Mobile but there is nothing
mentioned in the F.I.R. or in the case diary to show that the
Motorcycle was stolen and so far as the Samsung Mobile is
concerned, it is his own Mobile. He is in custody for about seven
months. It is further submitted that the petitioner is accused in
three other cases also and these cases are not related to such type



of occurrence or dacoity or robbery.

Heard learned A.P.P. also, who could not controvert the submissions of the learned counsel for the petitioner.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Supaul in connection with Supaul P.S. Case No.381 of 2016.

With following conditions :

- (i) One of the bailors of the petitioner shall be close relative having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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