

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14259 of 2017

Arising Out of PS.Case No. -4 Year- 2016 Thana -SUIYA District- BANKA

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Suman Kumar, son of Om Prakash Mandal, resident of Village- Auriya,
P.S. Barahat, District- Banka, at present Village-Meena Bazar, P.S.
Madhupur, District- Deoghar (Jharkhand)

.... Petitioner

Versus

1. State of Bihar
2. The Branch Manager, UCO Banki, Suiya, District Banka

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Arvind Kumar, Advocate

For the Opposite Parties : Smt. Pushpa Sinha (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 23-05-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Suiya
P.S Case No. 04 of 2016 registered for the offences punishable
under Sections 420, 409, 477 and 477(A) of the Indian Penal
Code.

Allegedly, the petitioner has illegally withdrew the
amount from passbooks of account holders and for that he has
been suspended.

Submission is of false implication and that there is
no specific allegation as to from whose account the amount has
been withdrawn, the petitioner has been made victim of the
circumstances, he is in custody since 13.01.2017, charge sheet has



already been submitted and there is no chance of tampering with the prosecution evidence and, as such, the petitioner deserves sympathetic consideration.

Learned A.P.P. submits that petitioner has confessed his guilt.

In the facts and circumstances stated above, considering that charge sheet has already been submitted and there is no chance of tampering with the prosecution evidence, as such, the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Banka, in connection with Suiya P.S. Case No. 04 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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