

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17894 of 2017

Arising Out of PS.Case No. -76 Year- 2014 Thana -ATRI District- GAYA

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Suraj Kumar @ Ritu son of Sri Ashok Singh, resident of Village- Belwan,
P.S. Khijarsarai, Distt- Gaya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Dharmendra Kumar, Adv.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 11-04-2017 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 05.01.2017 in connection with Atri P.S. Case No. 76 of 2014 for the offences alleged under Sections 395, 397 and 328 of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely implicated and the petitioner is not named in the F.I.R. His name has come from the informer of the police. No recovery of any incriminating articles has been made from the conscious possession of the petitioner. Similarly situated co-accused Pramod Kumar Pathak @ Pramod Das has been granted bail by this Court in Cr. Misc. No. 40753 of 2015. So also co-accused Awadhesh Yadav has been granted anticipatory bail by this Court in Cr. Misc. No. 50058 of 2015.

4. Be that as it may, having regard to the entirety of



the facts and circumstances of the case, let the petitioner above named 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 Sri Anand Kumar Singh, learned Judicial Magistrate 1st Class, Gaya, in connection with Atri P.S. Case No. 76 of 2014, on the following 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) That 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.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, 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.

(Vikash Jain, J)

Md. Ibrarul/psc

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