

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9047 of 2017

Arising Out of PS.Case No. -86 Year- 2011 Thana -GOH District- AURANGABAD

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Rajendra Bhuiyan Son of late Badhu Bhuiyan Resident of Village
Kudawan, Police Station- Goh, District-Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Navin Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 01-03-2017 Heard the parties.

This application has been filed in connection with Goh
P.S.Case No.86 of 2011 for the offence under Sections 147, 148,
149, 341, 323, 379, 384, 435 of the Indian Penal Code and 27 of
the Arms Act and 17 C.L.A.

It is submitted on behalf of the petitioner that the petitioner
is not named in the F.I.R. and later on, his name transpired in this
case only on the basis of confessional statement of the co-accused
before the Police and except that there is nothing against the
petitioner. He has no criminal antecedent and he is in custody for
about seven months.

Heard learned A.P.P. also.

Having heard both sides. In view of the fact that except the



confessional statement of the other co-accused before the Police, there is nothing against the petitioner and he has clean antecedent and he has remained in custody for about seven months, 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 S.D.J.M, Daudnagar, Aurangabad in connection with Goh P.S.Case No.86 of 2011.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person 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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