

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26542 of 2017

Arising Out of PS.Case No. -303 Year- 2016 Thana -LALGANJ District- VAISHALI(HAJIPUR)

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1. Subodh Rai, Son of Mahendra Rai, Resident of Village Chak Raj Ali,
P.S. Patori, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nilesh Kumar

For the Opposite Party/s : Mr. Sri Akhileshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 20-06-2017

Heard the learned counsel for the petitioner.

The petitioner seeks regular bail in connection with
Lalganj P.S. Case No. 303 of 2016, registered for offence
punishable under Section 379 of Indian Penal Code.

As per F.I.R. fertilizer loaded pick-up van was stolen
by some un-known persons and later on recovery of looted
fertilizer has been shown from the house of the petitioner.

It has been submitted on behalf of the petitioner that he
has already been granted bail under Section 379 IPC in other case
relating to the recovery of fertilizer. Petitioner has been falsely
implicated in this case and he is suffering in custody for more than
six months.

Heard learned A.P.P. also.



Having heard both sides, considering the facts and circumstances of the case, nature of offence and period of custody, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-1st Class, Vaishali at Hajipur in connection with Lalganj P.S. Case No. 303 of 2016, subject to the 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 cooperate 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.

(Vinod Kumar Sinha, J)

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