

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26911 of 2017

Arising Out of PS.Case No. -26 Year- 2017 Thana -SAUR BAZAR District- SAHARSA

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Manish Kumar @ Manish Kumar Yadav, Son of Vijendra Yadav, Resident
of Village- Nadodih, P.S.- Sour Bazar, District- Saharsa.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar

For the Opposite Party/s : Smt. Suman Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-07-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Sour
Bazar (bajinathpur O.P.) P.S.Case No. 26 of 2017 registered for
the offences punishable under Sections 392 and 411 of the Indian
Penal Code.

Allegation as per FIR is of snatching of motorcycle of
the informant and informant has identified the petitioner at that
time though he was not arrested at the spot.

It has been submitted on behalf of the petitioner that
sister of the petitioner is living in the village and there is enmity
between the family of his sister and the informant and due to that
he has falsely been implicated in this case and he has remained in
custody for about six months. It has further been submitted that
motorcycle has not been recovered from the house of the
petitioner, which will appear from the seizure list and he has been
made accused in other case but not of similar type.

Heard learned APP also.

Having heard both sides and considering the aforesaid
facts and circumstances, let the petitioner, named above, be



released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Saharsa, in connection with Sour Bazar (Bajjnathpur O.P.) P.S.Case No. 26 of 2017, subject to the conditions that :-

(i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties 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 reason, the prosecution is free to move for cancellation of his bail.

(iv) If petitioner has been made accused in a case of similar nature in future, his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

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