

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30899 of 2017

Arising Out of PS.Case No. -14 Year- 2016 Thana -PAUTHU District- AURANGABAD

=====

1. Santosh Ravidas @ Pappu Ravidas @ Ajam Son of Ram Swarup Ram @
Bakat Ram resident of Village- Sonarchack Tole, Sonari Bigha, P.S.
Salaiya, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh

For the Opposite Party/s : Mr. Humayou Ahmad Khan

=====

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

4 25-08-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
17.01.2017 in connection with Pauthu P.S. Case No. 14/2016 for
offences punishable under Sections 147, 148, 149, 341, 323, 427,
546, 386, 387, 504 of the Indian Penal Code and Section 17 of the
C.L.A. Act.

The prosecution case, as lodged by the informant, is
that he is the site supervisor of construction company and on the
alleged date of occurrence 10 unknown extremists burnt the JCB
machine and demanded extortion money and escaped shouting
slogans of Maobadi Zindabad.

It has been submitted by the learned counsel for the



petitioner that he is innocent, not named in the First Information Report and just because of his past antecedent and his self confessional statement before the police, which has no evidentiary value in the eye of law, he has been made accused. He submits that some of the co-accused on similar allegations have been granted privilege of bail by Coordinate Benches of this Court in Cr. Misc. No. 22476 of 2017 on 11.05.2017 and Cr. Misc. No. 29833 of 2016 on 28.07.2016. He further submits that charge-sheet has already been submitted and there is no allegation of tampering of the prosecution witnesses by the petitioner.

However, learned APP for the State opposes the prayer for bail stating therein that the petitioner has a criminal antecedent and is involved in five cases of similar offence earlier.

Considering the facts and circumstances and the materials on record since the co-accused having similar allegation have been granted privilege of bail by this Court, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad, in connection with Pauthu P.S. Case No. 14/16, 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 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.

(Nilu Agrawal, J)

Rajesh/-

U		T	
---	--	---	--

