

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49080 of 2017

Arising Out of PS.Case No. -531 Year- 2014 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

=====

Vicky Kumar @ Bikki Kumar Ram @ Bikky Ram @ Bikky Kumar, S/o
Late Harihar Ram , R/o Mohalla Mauna Dhanuk Toli, Chapra, P.S.- Chapra
Town, District- Saran (Chapra).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Ashok Kumar Mishra, Advocate

For the Opposite Party : Mr. Sri Jagdhar Prasad (APP)

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 18-10-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Sessions
Trial No. 534 of 2015 arising out of Motihari Town P.S. Case No.
531 of 2014 registered for the offences punishable under Sections
489B/489C/34 of the Indian Penal Code.

Allegedly, from the possession of the petitioner fake
notes of Rs. 38,000/- was recovered besides other articles.

Submission is of false implication and that the
petitioner is suffering in custody since 05.08.2014, he has been
sufficiently penalized, as per written report offences under Section
489 (C) of the I.P.C. is made out which is bailable. Earlier for
want of prosecution the criminal miscellaneous of the petitioner
was dismissed by order dated 14.07.2016 passed in Cr. Misc. No.
15057 of 2016 and as, such, now the petitioner deserves



sympathetic consideration, as no prosecution witness has been examined, though the charges were framed on 02.09.2015 and against the witnesses non-bailable warrant of arrest have been issued.

Learned A.P.P. fairly submits that now the petitioner has remained in custody.

In the facts and circumstances stated above, the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Sessions Judge-14th, Motihari, East Champaran., in connection with Sessions Trial No. 534 of 2015 arising out of Motihari Town P.S. Case No. 531 of 2014, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the Court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

Rajiv/-

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

