

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34799 of 2017

Arising Out of PS.Case No. -229 Year- 2012 Thana -MADANPURA District- AURANGABAD

=====

1. Raj Ballabh Bhuiyan, son of Late Fudi Bhuiyan, resident of Village-
Temura, P.S.- Pauthu District- Aurangabad (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Birendra Kumar Singh

For the Opposite Party/s : Mr. Sri Uday Pratap Singh

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 03-08-2017 The petitioner seeks regular bail in connection with

Madanpur P.S. Case No. 229 of 2012, registered for offences

punishable under Section 395 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that
petitioner's name has surfaced in this case only on the basis of
confessional statement of co-accused and except that there is
nothing against him. It has further been submitted that no recovery
has been made from the possession of the petitioner and so far
other criminal antecedents are concerned, they are very old cases
as some of them are of the year 2004 as well as year 2012. Further
other co-accused has already been granted bail by a coordinate
Bench of this Court vide order dated 17.03.2016 passed in
Criminal Miscellaneous No. 8798 of 2016 and petitioner has been



in judicial custody since 22.12.2016.

Heard learned A.P.P. also.

Having heard both sides, in view of the fact that petitioner's name transpired on this case only on the basis of confessional statement of co-accused and also other co-accused has already been granted bail by this Court, as such, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five) with two sureties of the like amount each to the satisfaction of learned CJM, Aurangabad, Bihar, in connection with Madanpur P.S. Case No. 229 of 2012, 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)

sunil/-

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

