

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53600 of 2017

Arising Out of PS.Case No. -28 Year- 2016 Thana -JAYNAGAR District- MADHUBANI

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1. Manoj Yadav S/o late Laxmi Yadav Resident of Village- Belahi west,
P.S. Jainagar, District- Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukund Mohan Jha

For the Opposite Party/s : Mr. Sri Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 20-11-2017 Heard the parties.

The petitioner seeks regular bail in connection with Jainagar P.S.Case No.28 of 2016 (G.R. no.151 of 2016) registered for offences punishable under Sections 151 & 307/34 of the Indian Penal Code and Section 25(1-b), A 26/35/27 of the Arms Act.

Petitioner is not named in the FIR and it appears that during the course of investigation of the case, he has been made accused on the basis of confession of the other co-accused.

Submission of the learned counsel for the petitioner is that except confession, there is nothing against him and he is in custody for more than one year. It has also been submitted that he is accused in four other cases but he is on bail in those cases.

Heard learned A.P.P. also.



Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Madhubani in connection with Jainagar P.S.Case No.28 of 2016 dated 13.04.2016.

With 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 in the event of failure 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 bond.
- (iv) The petitioner will appear before the local police station of his area in the first week of each month for a period of one year so that the police may watch is conduct, otherwise his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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