

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53023 of 2017

Arising Out of PS.Case No. -267 Year- 2017 Thana -SAKRA District- MUZAFFARPUR

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1. Juli Devi, W/o Shibu Sah @ Sibuh Sah, R/o Village- Sakra Faridpur, P.S.-
Sakra, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Manoj

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 21-11-2017 Heard the parties.

The petitioner seeks regular bail in connection with Sakra P.S.Case no.267 of 2017 registered for offences punishable under Sections 195, 363, 365, 420 and 120(B) of the Indian Penal Code and Section 34 of the IPC.

Allegation against the petitioner is that he conspired with one July, Devi and hatched a plan of lodging a false case of kidnapping the children of July Devi and Juli Devi has lodged a case which is at Annexure-2, however the children was recovered from the Sasural.

It has been submitted on behalf of the petitioner that petitioner has falsely been implicated in this case and the boy in his statement recorded under Section 164 Cr.P.C. has stated that



his mother- Juli Devi had told him to go with petitioner. Further he is in custody for last three months.

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 Sub Judge-13-cum-A.C.J.M., Muzaffarpur in connection with Sakra P.S.Case no.267 of 2017.

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.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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