

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30415 of 2017

Arising Out of PS.Case No. -41 Year- 2017 Thana -BODHGAYA District- GAYA

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1. Ram Prasad, son of Sita Mahato, resident of village-Mora Tal P.S.-Bodh Gaya, Dist-Gaya

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh, Advocate

For the Opposite Party/s : Mr. Satyavarat Verma, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3/ 09-08-2017

Heard learned counsel for the Petitioner and the State.

The Petitioner apprehends his arrest in Bodh Gaya P.S. Case No.41 of 2017 instituted for the offence under Section(s) 409 Indian Penal Code.

It is alleged in the written report that the petitioner, who was Ex-Chairman of Mora Tal PACS, did not hand over entire records regarding Mora Tal PACS to the informant.

Learned counsel for the Petitioner has submitted that he has already handed over charge of all the papers of Mora Tal PACS to the Manager, Ajit Kumar, as mentioned in para 6 of the bail petition.

Case diary has been received.

Learned APP has submitted that in para 17, it has



been mentioned that papers with regard to Mora Tal PACS has already been handed over by the petitioner.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Bodh Gaya P.S. Case No.41 of 2017, he shall be released on anticipatory bail on furnishing bail bond of ` 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Gaya, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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