

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.38598 of 2017**

Arising Out of PS.Case No. -130 Year- 2017 Thana -BAKHRI District- BEGUSARAI

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Laxman Mahton Son of Late Ino Mahton resident of Village - Shalona,  
Ward No. 11, P.S. - Bakhri, District - Begusarai.

.... .... Petitioner.

Versus

The State of Bihar.

.... .... Opposite Party.

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**Appearance :**

For the Petitioner/s : Mr. Raj Kumar Sinha

For the Opposite Party/s : Mr. Sri Ramchandra Sahani

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**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

2      22-08-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Bakhri P.S. Case No.  
130 of 2017 instituted for the offence under Sections-457 & 380 of the  
Indian Penal Code.

It has been submitted that mere suspicion has been raised  
against this petitioner. It is alleged in the written report that theft has  
been committed in the house of informant. The informant alleged in the  
written report that he suspected that this petitioner has got theft  
committed in his house by managing two unknown persons, who were  
found moving around his house since three days prior to the occurrence.  
As such, mere suspicion has been raised against this petitioner. In  
paragraph-3 of the petition, it has been mentioned that the petitioner has  
no criminal antecedent.

In such circumstances, prayer for anticipatory bail is



allowed and it is ordered that the petitioner named above in the event of his arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Bakhri P.S. Case No. 130 of 2017 to the satisfaction of learned Additional Chief Judicial Magistrate-V, Begusarai subject to condition as laid down u/S 438(2) of the Cr.P.C. with further conditions (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)**

A.K.V./-

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