

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1203 of 2017

Arising Out of PS.Case No. -63 Year- 2016 Thana -SABOUR District- BHAGALPUR

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1. Vikky Sharma, son of Hari Om Sharma, Resident of Mohalla- Chunihari
Tola, P.S.- Kotwali, District- Bhagalpur.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ranjan Kumar Jha

For the Respondent/s : Smt Usha Kumari No-1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 03-07-2017 The appellant seeks regular bail in connection with

Sabour P.S. Case No. 63 of 2016, registered for offences

punishable under Section 302/120B of the Indian Penal Code,

Section 27 of the Arms Act and Section 3(II) (V) of SC/ST Act.

It has been submitted on behalf of the appellant that

appellant'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 other co-

accused, on whose confessional statement, appellant name

transpired in this case, has already been granted bail by this Court

vide order dated 20.08.2016, passed in Criminal Miscellaneous

No. 35940 of 2016. Further appellant has been in judicial custody

since 09.12.2016.



Heard learned A.P.P. also.

Having heard both sides, in view of the fact that appellant's name transpired in this case only on the basis of confessional statement of co-accused and except that there is nothing against him, as such this appeal is allowed, let the appellant 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 2nd Additional District & Sessions Judge –cum-Special Judge, Bhagalpur. in connection with Sabour P.S. Case No. 63 of 2016, subject to the following conditions:-

- (i) One of the bailors of the appellant shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The appellant will not induce any witness or tamper with the evidence.
- (iii) The appellant 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)

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