

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31692 of 2017

Arising Out of PS.Case No. -210 Year- 2016 Thana -BIBHUTIPUR District- SAMASTIPUR

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1. Mukesh Sah, son of Ram Bilash Sah, Resident of Village- Gopalpur,
P.S.- Cheria Bariyarpur, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy

For the Opposite Party/s : Sri Anuj Kumar Srivastava

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 14-07-2017

This application is for grant of regular bail in connection with Bibhutipur P.S. Case No. 210 of 2016 registered for the offence(s) under section(s) 392, 212, 216-A, 224 and 412 of the Indian Penal Code.

The petitioner is not named in the FIR, his name transpired on the confessional statement of co-accused.

Submission of the learned counsel for the petitioner is that except confessional statement, there is nothing against the petitioner and he, having no criminal antecedent, is in custody since 1.4.2017.

Heard learned Additional Public Prosecutor also.

Having heard both sides and in view of the facts and circumstances as stated above, this application is allowed.

Let the petitioner, above named, be enlarge on bail on



furnishing bail bond of Rs. 25,000/-(Rs. Twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-IV, Rosera/Successor Court in connection with Bibhutipur P.S. Case No. 210 of 2016, subject to the 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 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 rhyme or reasons, the prosecution will have liberty to move for cancellation of his bail.
- (iv) If the petitioner's active participation is found in any similar types of cases, in future, his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

Mahesh/-

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