

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55068 of 2016

Arising Out of PS.Case No. -92 Year- 2016 Thana -SAMASTIPUR GRP CASE District-
SAMASTIPUR

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1. Sajid, son of Izharul Haque, Resident of Village- Mahuava, Police
Station- Piprahi, District- Sheohar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Zeyaul Hoda

For the Opposite Party/s : Mr. Satya Nand Shukla

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 17-02-2017 Heard the parties.

This application has been filed in connection with G.R.P.
Darbhanga (Sitamarhi) P.S.Case No.92 of 2016 for the offence
under Sections 370 of the Indian Penal Code and Section 16 of
Bonded Labour System & Abolition Act, 1976.

It is submitted on behalf of the petitioner that he has been
falsely implicated in this case and as a matter of fact children were
handed over to the parents itself for taking them to the grand
father. The petitioner is in custody for about four months and now
the charge-sheet has also been submitted. It has further been
argued on behalf of the learned counsel for the petitioner that
during the course of investigation, the police has not tried to take
statement of the parents of the children and only the charge-sheet



has been submitted against the petitioner.

Heard learned A.P.P. also.

Having heard both sides. In view of the fact that the charge-sheet has been submitted and the petitioner is in custody for about four months as well as he has no criminal antecedent, 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 A.C.J.M.(R), Samastipur in connection with G.R.P. Darbhanga (Sitamarhi) P.S.Case No.92 of 2016.

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 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.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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