

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45289 of 2017

Arising Out of PS.Case No. -10 Year- 2017 Thana -JAGDISHPUR District- BHAGALPUR

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Karnal Singh son of Raj Kishore Singh resident of village - Rampur
Kharahara, Police Station - Rasalpur, District - Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar, Advocate

For the Opposite Party/s : Mr. Smt. Pushpa Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

2 **19-09-2017**

Heard learned counsel for the petitioner and learned

APP for the State.

This is a case registered under Section 379 of the
Indian Penal Code.

It is submitted by the counsel for the petitioner that he
has been implicated in the instant case on the basis of his own
confessional statement by the police. The FIR is against unknown
persons and nothing has been recovered from his possession. Prior
to the instant case the petitioner is accused in one another case
arising out of the same P.S in respect of another theft.

Considering the facts and circumstances of the case,
prayer for bail of the petitioner is allowed. Let the petitioner above
named be released on bail on his furnishing bonds of Rs 10,000/-
(Rupees Ten Thousand) with two sureties of the like amount each
to the satisfaction of Chief Judicial Magistrate, Bhagalpur in



Jagdishpur P.S. Case No. 10 of 2017 subject to the conditions :

- (i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.
- (ii) That the bailor shall also state on affidavit that he will inform the court concerned if the petitioner is implicated in any other case of similar nature after his release in the present case and thereafter, the court below will be at liberty to initiate the proceeding for cancellation of bail on the ground of misuse.
- (iii) That the petitioner will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse.
- (iv) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

Prakash/-

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