

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10776 of 2017

Arising Out of PS.Case No. -451 Year- 2016 Thana -SIWAN MUFFASIL District- SIWAN

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Bhagwan Singh @ Buchan Singh, S/o Shyam Bahadur Singh, residence of
Village- Paigamberpur, P.S.- Muffasil, District- Siwan.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Pandey, Advocate
For the Opposite Party/s : Mrs. Indu Kumari Srivastava, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 29-03-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
23.11.2016 in connection with Siwan Muffasil P.S. Case No.
451 of 2016 registered for the offence punishable under
Sections 392, 411 of the Indian Penal Code.

The prosecution case, as lodged by the
informant, is that four persons took his tractor on rent and
thereafter they loaded sugarcane and proceeded and as soon
as they reached near Kadam More Baletha in the district of
Siwan, two persons riding on a motorcycle told that
sugarcane may fall as rope has become loose. Thereafter all
the persons got down and they assaulted the driver and



pushed him into a ditch and fled away taking the tractor.

It has been submitted by the learned counsel for the petitioner that he is innocent, has falsely been implicated in the aforesaid case as the alleged tractor was found in the custody of one Radhe Shyam Verma and the said tractor has been released in favour of the informant. He further submits that the petitioner has been implicated in the present case just because he is accused in two earlier cases of similar nature. He submits that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Siwan in connection with Siwan Muffasil P.S. Case No. 451 of 2016, subject to the condition that petitioner will co-operate with the trial and appear before the learned Court below on each and every date and his failure to appear before



the learned Court below on two consecutive dates without assigning any reason will entail cancellation of his bail bonds.

(Nilu Agrawal, J)

Arjun/-

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