

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47279 of 2017

Arising Out of PS.Case No. -244 Year- 2014 Thana -JHAJHA District- JAMUI

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Paramveer Yadav Son of Late Ras Bihari Yadav, Resident of Village-
Punsiya, P.S.- Rajoun, District- Banka.

.... Petitioner

Versus

1. The State of Bihar.

2. Arvind Kumar Son of Sri Prakash Prasad, Senior Engineer, Prachalan
& Anurakshan, Paradip-Haldia, Barouni Pipe Line, Indian Oil
Corporation Ltd, Barouni, District- Begusarai.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Sanjay Kumar Jha, Advocate

For the Opposite Party: Mr. Rajendra Pd. Nat, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 17-10-2017

Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 05.05.2017 in
connection with Jhajha P.S. Case No. 244 of 2014 for the offences
alleged under Sections 379/511 of the Indian Penal Code; Sections
15(2) and 15(4) of P.M.P Act, 1962 Amendment Act, 2011, Section
3/4 of the Prevention of Damage to Public Property Act; and
Section 3/4 of the Explosive Substances Act.

3. It is submitted that the petitioner has been falsely
implicated only on the basis of confessional statement of accused
persons in Simultala P.S. Case No. 54 of 2015. The petitioner was
neither apprehended on the place of occurrence and no
incriminating materials have been recovered from his possession.
Except confessional statement of the accused persons, there is no
material to connect the petitioner with the alleged offence.
Similarly situated accused persons, namely, Arjun Singh @ Arjun
Singh Yadav, Bimlesh Kumar @ Vimal Kumar @ Vimal @ Bimlesh,
Sarvesh Kumar, Ravi Singh @ Ravi Kumar @ Ravia and Umed Singh



@ Umegh Singh @ Umedh Singh have been granted bail by a coordinate Bench of this Court in Cr. Misc. No. 41242 of 2017 vide order dated 07.09.2017.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Jamui in connection with Jhajha P.S. Case No. 244 of 2014, on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Vikash Jain, J)

B.T/Chandran

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