

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53940 of 2016

Arising Out of PS.Case No. -314 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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1. Sajjan Saw @ Sajjan Sah Son of Late Gholtan Saw Resident of
Village/Mohalla - Warsaliganj, Police Station Babarganj, District
Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Narendra Kumar Singh
Mr. Ritesh Kumar Singh
For the Opposite Party/s : Mr. Sri Ashok Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 25-01-2017 The petitioner is in custody since 18.08.2016 in
connection with Kotwali (Barari) P.S. Case No. 314 of 2016,
registered for offences punishable under Sections 457 and 380 of
the Indian Penal Code.

It has been submitted on behalf of the petitioner that he is
not named in the F.I.R., his name transpired in this case only on
the basis of confessional statement of co-accused except there is
nothing against the petitioner and he is in custody for about five
months

Learned A.P.P. also could not controvert the said fact that
save and except the confessional statement, there is nothing
against the petitioner.

Having heard both sides, considering the facts and
circumstances of the case, the period of custody and also that the
petitioner has no criminal antecedent, let the petitioner above



named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur, in connection with Kotwali (Barari) P.S. Case No. 314of 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 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 reasons, the prosecution is free to move for cancellation of his bail.

(Vinod Kumar Sinha, J)

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