

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40314 of 2017

Arising Out of PS.Case No. -329 Year- 2016 Thana -SHERGHATI District- GAYA

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1. Md. Munna Son of Md. Rafique, R/o Mohalla- Gewal Bigh (Munni Maszid) Gaya, P.S.- Rampur, District- Gaya (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nawal Kishor Singh

For the Opposite Party/s : Mr. Sri Bisheshwar Ram

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 25-08-2017 Heard the parties.

The petitioner seeks regular bail in connection with Sherghati P.S.Case No.329 of 2016, registered for offences punishable under Sections 461 and 379 of the Indian Penal Code.

Petitioner is not named in the F.I.R. and the case is under Section 461 and 379 of the IPC.

Submission of the learned counsel for the petitioner is that he was arrested and remanded in three other cases also. It has also been submitted that mistakenly he could not mention another case number, in which the petitioner has been made accused i.e. Sherghati (Dobhui) P.S.Case No.327 of 2016 and except that there is no other allegation against the petitioner. There is no recovery, not put on TIP and he is in custody for more than three months.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Sherghati, District- Gaya in connection with Sherghati P.S.Case No.329 of 2016 dated 13.7.2016.

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 disposal of trial and make himself available as and when required by the court. In the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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