

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47419 of 2017

Arising Out of PS.Case No. -18 Year- 2017 Thana -SAHARSA RAIL P.S District- KHAGARIA

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Om Prakash Kumar Son of Baijnath Choudhary @ Baidyanath Choudhary, resident of Village- Rakiya, P.S.- Bihra, District- Saharsa.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Adv

For the Opposite Party/s : 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 05.06.2017 in connection with Saharsa (Banmankhi) Rail P.S. Case No. 18 of 2017, G.R. (Rail) No. 102 of 2017 for the alleged offences under Sections 170, 171, 420 of the Indian Penal Code and Section 143 of the Railways Act.

3. It is submitted that the petitioner has been falsely implicated in connection with some dispute which arose at the ticket counter when the petitioner was purchasing ticket. The two persons were duly traveling with the tickets and the allegation of demand of money from them does not arise. The petitioner claims clean antecedents.

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 Railway Judicial Magistrate, Khagaria in connection with



Saharsa (Banmankhi) Rail P.S. Case No. 18 of 2017, G.R. (Rail) No. 102 of 2017 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 co-operate 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.

(iv) 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.

Chandran/BT

(Vikash Jain, J)

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