

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15053 of 2018

Arising Out of PS.Case No. -861 Year- 2017 Thana -FORBESGANJ District- ARRARIA

=====

Bechan Das, son of late Mahangu Das, resident of village Majhwa, Ward
No. 4, P.S. Forbesganj, District Araria

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Kundan Kumar Singh

For the Opposite Party/s : Mr. Umeshnand Pandit

=====

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 15-03-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
15.11.2017 in connection with Forbesganj P.S. Case No. 861/2017
for offences punishable under Sections 414, 34 of the Indian Penal
Code.

The prosecution case, as lodged by the police
personnel, is that during raid they intercepted a red colour
motorcycle and seized two bottles of foreign illicit liquor from the
co-accused Sikandar Mandal, who was driving the motorcycle
without number. He revealed the names of 12 persons involved in
theft of motorcycles. On such information the police conducted
raid and from the house of the petitioner one stolen motorcycle



was recovered, and, accordingly, a seizure-list was prepared.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and on similar allegations some of the co-accused have been granted privilege of bail by co-ordinate Benches of this Court in Cr. Misc. No. 7549 of 2018 vide order dated 08.02.2018 and Cr. Misc. No. 6757 of 2018 vide order dated 06.02.2018. He submits that charge-sheet has already been submitted and there is no allegation of tampering of the prosecution witnesses by the petitioner.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on completion of six months in custody on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria, in connection with Forbesganj P.S. Case No. 861/2017, subject to the conditions that:

- (1) One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the



petitioner.

- (2) If the petitioner indulges in an offence of similar nature in future, the prosecution will be at liberty to move the learned court below for cancellation of his bail bonds.

(Nilu Agrawal, J)

Rajesh/-

U		T	
---	--	---	--

