

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30293 of 2018

Arising Out of P.S.Case No. -206 Year- 2018 Thana -BARACHATTI District- GAYA

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Shivnandan Yadav S/o Rajdeo Yadav, R/o Vill.- Gopalkeda, P.S.-
Mohanpur, District- Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nikhilesh Kumar

For the Opposite Party/s : Mr. Panchanand Pandit

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

3 04-07-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner is in custody in connection with
Barachatti (Mohanpur) P.S.Case No.206 of 2018 registered for an
offence under section 414 of the IPC.

The informant of this case is police officer who in
course of checking the vehicle intercepted this petitioner and on
interrogation he did not produce any paper showing ownership of
the motorcycle in question and accordingly the FIR was lodged for
the offence under Section 414 of the IPC.

It has been submitted that the petitioner had purchased
the motorcycle in question from a motorcycle mechanic. The
petitioner had paid sale price in part and so owner had not given



any documents. The said motorcycle has not been claimed by any person. The petitioner is in custody since 19.03.2018 having clan antecedent.

The learned APP opposed the submissions.

Considering the facts and circumstances of the case, prayer for bail is allowed. Let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of ACJM, Sherghati, Gaya in connection with Barachatti (Mohanpur) P.S.Case No.206 of 2018 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 themselves 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.

(Sanjay Kumar, J)

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