

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37920 of 2018

Arising Out of PS. Case No.-19 Year-2018 Thana- PIPRA District- East Champaran

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Dhrup Sahani @ Dhruv Sahani S/o Shivdhari Sahani, R/o vill.-
Chintamanpur, P.S.- Pipra, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prem Sheela Pandey

For the Opposite Party/s : Mr. Sri Parmanand Kumar

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 05-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
12.02.2018 in connection with Pipra P.S. Case No. 19 of 2018
for offences punishable under Sections 413 and 414 of the
Indian Penal Code.

The prosecution case, as lodged by the police
personnel, is that on secret information that a stolen motorcycle
is going to be sold, the informant reached the place and
apprehended the petitioner with the motorcycle which did not
bear any number and the petitioner failed to produce any
document related to the said motorcycle.

It has been submitted by the learned counsel for the
petitioner that he is innocent, and has been falsely implicated in



the aforesaid case. Fact was that he was going to the market but the police apprehended him. He submits that just because the petitioner has a criminal antecedent as two more cases are pending against him that he has been made accused in the present case. He further 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 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, Motihari, East Champaran in connection with Pipra P.S. Case No. 19 of 2018, subject to the following conditions :

- (i) 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.
- (ii) 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/-

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