

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48047 of 2018

Arising Out of PS. Case No.-120 Year-2017 Thana- DEHRI TOWN District- Rohtas

Mukesh Kumar, Son of Ganesh Mahto, Resident of Village- Rahuliya, Police Station- Sasaram (M), District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Kant Singh, Advocate
For the Opposite Party/s : Mr. Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 31-08-2018 Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Dehri (T) P.S.
Case No. 120 of 2017 instituted for the offence under Section
414 of the IPC.

Learned counsel for the petitioner has submitted that
petitioner was not apprehended at the spot. In the written report,
it is alleged that police gave instruction to one of the motorcycle
driver to stop, but he ran away on seeing the police party after
living his motorcycle.

Learned counsel for the petitioner has submitted that
petitioner is neither owner of the motorcycle nor has any
concern with the alleged motorcycle.

In such circumstances, prayer for anticipatory bail is
allowed and it is ordered that the petitioner, named above, in the



event of his arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Dehri (T) P.S. Case No. 120 of 2017 to the satisfaction of learned Sub Divisional Judicial Magistrate, Dehri, Rohtas, subject to condition as laid down u/S 438 (2) of the Cr. P.C. with further conditions (1) (bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every dated fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bonds of the petitioner and (3) if the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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