

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59138 of 2018

Arising Out of PS. Case No.-27 Year-2018 Thana- GAIGHAT District- Muzaffarpur

Santosh @ Rajnish, Son of Nand Kishore Singh, Resident of Village-
Pipraha, Asli, P.S.- Meenapur, Dist.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Adv

For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 09-10-2018

Heard learned counsel for the parties.

Petitioner seeks bail in **Gaighat P.S. Case No. 27 of 2018** registered for the offence punishable under Sections 392 of the Indian Penal Code.

Informant in his written complaint has stated that when he was on his way with loaded grocery items on Mahindra Pick-Up Van one Alto Car overtook him and three unknown miscreants took away his Pick Up Van. FIR is against unknown.

It has been further submitted that the name of the petitioner has surfaced in this case on the basis of confessional statement of co-accused Shubham Kumar. It has been further submitted that nothing has been recovered from the possession of the petitioner and till date TIP has also not been conducted. Similarly, situated co-accused person has been granted bail by a



co-ordinate bench of this Court vide order dated 20.08.2018 in Criminal Miscellaneous No. 49392 of 2018. Petitioner has got no criminal antecedent and is in custody since 11.02.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **Sub-Judge-16-cum-ACJM-15th, Muzaffarpur**, in connection with **Gaighat P.S. Case No. 27 of 2018**, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be sufficient to cancel his bail bond.

(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.

(S. Kumar, J)

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