

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69889 of 2018

Arising Out of PS. Case No.-118 Year-2000 Thana- PATEPUR District- Vaishali

Vinod Sah @ Vinod Kumar Sah, Son of Rambabu Sah, Resident of Village-
Madhopur Dighrui, P.S.- Tajpur, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan, Advocate

For the Opposite Party/s : Mr.Sri Kalyan Shankar (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 20-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Patepur P.S. Case No. 118 of 2000 (Sessions
Trial No. 157 of 2018) registered for the offences punishable
under Section 364 of the Indian Penal Code.

Informant has stated in her written complaint that
while she was sleeping with her family members, 8-10
unidentified persons came and took her husband forcibly.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case. Name of the petitioner has
surfaced on the basis of confessional statement of co-accused.
Petitioner has no criminal antecedent and is in custody since
28.02.2018.



Considering the nature of allegation against petitioner, I am not inclined to grant bail to the petitioner. Accordingly, the prayer for bail is rejected at this stage.

However, after one year of jail custody the petitioner would be at liberty to be enlarged on bail by the court below itself on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned District and Sessions Judge, Vaishali at Hajipur, in connection with Patepur P.S. Case No. 118 of 2000 (Sessions Trial No. 157 of 2018), subject to 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 properly represented on each and every date fixed by the court and shall remain physically present as directed by Court and their absence on two consecutive dates without sufficient reasons, his bail bond shall be cancelled by the court below.
- (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.

**Accordingly, this Criminal Miscellaneous is here
by disposed of.**

(S. Kumar, J)

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