

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75043 of 2018

Arising Out of PS. Case No.-215 Year-2018 Thana- BISFI District- Madhubani

Md. Afzal Son of Md. Wajid Resident of Village- usauthudih, P.S. Bisfi,
District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Sri Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 14-12-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection
with Bisfi P.S. Case No. 215 of 2018 registered for the offence
punishable under Sections 379,34 of the Indian Penal Code.

Informant has alleged in his written complaint that
on 13.08.2018 he parked his Bolero Vehicle at his Dalan. About
4:00 AM when he woke up for urine, he found that his vehicle
was missing. After much search he could not found vehicle, in
the meantime wife of the informant had gone for a morning
walk, she saw the petitioner and others were going on the said
vehicle towards Dudhail village.

It has been submitted on behalf of the petitioner that
he is innocent and has been falsely implicated in this case due to



previous enmity between the parties. Petitioner is in custody since 30.09.2018.

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/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Benipatti, Madhubani, in connection with Bisfi P.S. Case No. 215 of 2018 subject to the conditions that:-

(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 his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty 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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