

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10365 of 2018

Arising Out of PS.Case No. -363 Year- 2016 Thana -GHORASAHAN District-
EASTCHAMPARAN(MOTIHARI)

=====

Rajesh Kumar Sah @ Rajesh Sah @ Rajesh S/o Late Gorakh Sah, R/o
Village- Gandhi Nagar Ward No.10, Ghorashan, P.S.- Ghorasahan, District-
East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Mr. Brajendra Nath Pandey

=====

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 22-02-2018 Heard the learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks anticipatory bail in connection
with Ghorasahan PS case no. 363 of 2016 registered for the
offences punishable under Sections 413, 414/34 of the Indian
Penal Code.

The allegation in the present case is that the police had
raided the house of one Kanchak Rai and a motorcycle was
recovered whereafter upon interrogation the said Kanchan Rai
disclosed that the said motorcycle was kept at his house by the
petitioner herein for selling the said motorcycle at Nepal.



The learned counsel for the petitioner submits that the petitioner is innocent and his name has transpired in the present case upon confessional statement of one Kanchan Rai, however, no recovery has been effected from his house and his possession.

Though, I am inclined to grant anticipatory bail to the petitioner herein, but keeping in mind the criminal antecedent of the petitioner, I deem it fit and proper to admit the petitioner the privilege of anticipatory bail on certain conditions.

Accordingly, in the event of arrest or surrender before the concerned court within a period of six weeks from the date of receipt/production of a copy of the present order, the petitioner above named is directed to be released on anticipatory bail on furnishing bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Sikarahana at Dhaka, East Champaran in connection with Ghorasahan PS case no. 363 of 2016, subject to the conditions laid down under Section 438(2) of Code of Criminal Procedure.

It is further directed that the petitioner would mark his presence before the Officer Incharge of the concerned Police Station at 10 A.M. on each and every Monday of the month and on account of his failure on three consecutive occasions to mark his



attendance, the present privilege of anticipatory bail shall stand cancelled automatically.

(Mohit Kumar Shah, J)

BTiwary/-

U		T	
---	--	---	--

