

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45937 of 2018

Arising Out of PS.Case No. -57 Year- 2018 Thana -PATNA CITY CHOWK District- PATNA

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1. Bangali Sahani @ Bangali Son of late Haribansh Sahani Permanent resident of Village- Misraulia Afjalpur, P.S. Vaishali , District- Vaishali whereas at Present resident of Mohalla- Kadamkuan (Park Road), Police Station- Kadamkuan, District & Town- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Birendra Sharma

For the Opposite Party/s : Mr. Sri Anil Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 07-08-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Chowk P.S.Case No.57/2018 , registered for offences punishable under Section 414 of the Indian Penal Code.

Petitioner is said to be driver of the vehicle and it is alleged that 40 bags of Kali Mirch were recovered from his Pick-up Van.

Submission of the learned counsel for the petitioner is that he has nothing to do with the seized articles and the owner of the vehicle has already been given benefit of anticipatory bail by the learned court below and he has no criminal antecedent.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-II, Patna City in connection with Chowk P.S.Case no.57 of 2018 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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