

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51105 of 2018

Arising Out of PS.Case No. -141 Year- 2018 Thana -KADAMKUAN District- PATNA

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1. Sanjay Kumar S/o Sri Lakshman Prasad Chourasiya, R/o Vill.- G.T. Road Mohania, Ward no. 16, Mohania, P.S.- Mohania, District- Kaimur at Bhabua.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 05-09-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Kadam Kuan P.S.Case no.141 of 2018 , registered for offences punishable under Sections 409 and 379 of the Indian Penal Code.

Petitioner is named in the FIR and there is allegation that he has taken away the OMR sheet while appearing in the examination of the Inspector.

Submission of the learned counsel for the petitioner is that the FIR has been recorded after seven hours and he has been falsely implicated in this case.

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 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 VII, Patna in connection with Kadam Kuan P.S.Case No.141 of 2018, in G.r.No.1729 fo 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 observation, this application is allowed.

(Vinod Kumar Sinha, J)

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