

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26886 of 2018

Arising Out of PS.Case No. -28 Year- 2018 Thana -JADIA District- SUPAUL

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1. BALBIR KUMAR YADAV @ BALBIR YADAV, Son of Shyam Kishore Shushil, resident of Village- Khunt, Ward No. 6, P.S.+ District- Supaul.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dinesh Choudhary

For the Opposite Party/s : Mr. Sri Uday Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 16-07-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Jadia P.S.Case no.28 of 2018 , registered for offences punishable under Sections 414, 420, 467, 468, 371, 120(B)/34 of the Indian Penal Code.

Allegation against the petitioner as per FIR is that one Bolero vehicle was recovered from the in front of the house of one co-accused and the name of the petitioner transpired on the basis of confessional statement of Md. Shahid.

Submission of the learned counsel for the petitioner is that except confessional statement, there is absolutely nothing against the petitioner, he has no criminal antecedent and there is no recovery from the possession of the petitioner.



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-V, Supaul in connection with Jadia P.S.case no.28 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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