

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44542 of 2018

Arising Out of PS.Case No. -70 Year- 2009 Thana -BANGAON District- SAHARSA

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Kalyan Raut, Son of Late Khusilala Raut, Resident of Village- Ambedkar
Nagar, Ward No.17, P.S. & District- Supaul.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner : Mr. Binod Kumar Sinha, Advocate
Mr. Ashok Kumar, Advocate

For the State : Dr. Indihar Kumari, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 13-08-2018 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is in custody since 13.05.2018 in
connection with Bangaon P.S. Case No.70 of 2009 registered
for the offence under Sections 406, 409, 420 and 120B of the
Indian Penal Code.

Learned counsel for the petitioner submits that
earlier, vide Annexure 1, the petitioner along with others had
been extended the privilege of pre-arrest bail, but due to certain
unforeseen circumstances, which included the natural calamity
in the district of Saharsa, the petitioner could not file his bail
bonds and, therefore, he could not avail the privilege of pre-
arrest bail. He has now been arrested and is willing to face the



trial. Learned counsel for the petitioner, however, submits that the petitioner shall appear on each and every date and shall be present at the time of framing of charge and shall co-operate in the investigation and also the trial.

Considering the aforementioned submissions, let the petitioner, above named, be released on bail on his furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-1st, Saharsa, in connection with Bangaon P.S. Case No.70 of 2009, subject to the following conditions:

(1) One of the bailors will be his own blood relative, preferably, mother, brother, sister and/or his wife.

(2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(3) The petitioner shall remain physically present in court on each and every date during trial and in the event of his failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

(4) The petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the



State shall be at liberty to move for cancellation of bail.

(Anjana Mishra, J)

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