

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28535 of 2018

Arising Out of PS.Case No. -122 Year- 2017 Thana -KEOTI District- DARBHANGA

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Rajeev Kumar Sah @ Rajeev Sah, Son of Bhogendra Sah, Resident of
Village- Gathuli, P.S. Keoti, District- Darbhanga.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Md. Shahnawaz Ali, Advocate.

For the Opposite Party/s : Smt. Pronati Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 22-06-2018 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Keoti P.S.**

Case No. 122 of 2017 instituted for the offence under Sections
379, 401 and 414 of the Indian Penal Code.

It is alleged in the written report that nephew of the informant went for call of nature from whom he learnt that the Motorcycle is being taken away by the petitioner along with 4-5 accused persons. It is further alleged that the informant found his Motorcycle lying on the road near Vikas Bharti Public School. Thereafter, he found two Motorcycle on the road near Vikas Bharti Public School.

Seizure list has been prepared by the police wherein it is mentioned that two Motorcycles have been recovered near



Vikas Bharti Public School.

Learned counsel for the petitioner has submitted that petitioner has clean antecedent. The alleged Motor cycle as mentioned in the written report has not been recovered from possession of this petitioner. It has further been submitted that in paragraph-38 of the case diary it is mentioned that one of the recovered Motorcycle belongs to the petitioner.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Keoti P.S. Case No. 122 of 2017**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned **Chief Judicial Magistrate, Darbhanga**, subject to the conditions as laid down under Section 438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case,



in that case, prosecution will be at liberty to move for cancellation
of bail of the petitioner.

S.Ali/-

(Sanjay Priya, J)

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