

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61785 of 2017

Arising Out of PS. Case No.-202 Year-2017 Thana- TAJPUR District- Samastipur

Nilendra Kumar Giri S/o Sri Saroj Kumar Giri, R/o Village- At & P.O.-
Bathua, Bujurg, P.S.- Mushri Gharari, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashish Giri

For the Opposite Party/s : Mr. Mukeshwar Dayal

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 02-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in Tajpur Halai P.S. Case
No. 202 of 2017 instituted for the offence under Section(s) 394
of the Indian Penal Code.

It is submitted that the F.I.R. is filed against the unknown.
In the F.I.R., it is alleged that three unknown persons snatched
the mobile phone and Rs. 2,000/- from the possession of the
informant while he was going on his bike along with his cousin
uncle Chandan Das.

The case diary has been received.

The petitioner has mentioned in para-9 of the bail petition
that the name of the petitioner has transpired on the basis of
confessional statements of co-accused , namely, Anant Kumar



and Shivendra Kumar Giri who were apprehended and both of them have already been granted regular bail by the Court below itself.

Learned A.P.P. for the State, after looking into the case diary submits that no T. I.P. has been held in this case.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Tajpur Halai P.S. case no. 202 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 the learned Chief Judicial Magistrate, Samastipur, 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 absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner 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.

shyambihari/-

(Sanjay Priya, J)

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