

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65823 of 2018

Arising Out of PS. Case No.-172 Year-2018 Thana- KESARIA District- East Champaran

Dharmdeo Sahani, Son of Bharat Sahani, resident of Village- Sundrapur
Jhagarua Chatti, P.S.- Kesaria, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Sri Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 31-10-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner, who is in custody, seeks bail in connection with Kesariya P.S. Case No. 172 of 2018 registered for the offence punishable under Section 392 of the Indian Penal Code.

Petitioner is not named in the FIR. His name has surfaced in this case on the basis of confessional statement of co-accused Dinanath Sahani. Nothing has been recovered from his possession and he has not been put on T.I.P. Petitioner has been falsely implicated in this case due to highhandedness of the police. Petitioner is in custody since 18.06.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon



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, Motihari, East Champaran, in connection with Kesariya P.S. Case No. 172 of 2018 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.

(3) If the 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. Kumar, J)

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