

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.47286 of 2018**

Arising Out of PS. Case No.-148 Year-2016 Thana- MAHESI District- East Champaran

Qaiyum, Son of S.K. Ghaffar, resident of Village- Amwa Kankatti, P.S.-  
Mehsi, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Vijay Shankar Shrivastava

For the Opposite Party/s : Mr. Sri Manoj Kumar - 1

**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

2      30-08-2018              Heard learned counsel for the petitioner and learned APP  
for the State.

Petitioner apprehends his arrest in connection with Mehsi  
P.S. Case No. 148 of 2016 instituted for the offence under  
Section(s) 414/34 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that  
petitioner has clean antecedent and his name has been taken by  
co-accused Dharmendra Rai, who was apprehended by the  
police. Learned counsel for the petitioner has further submitted  
that on the basis of statement of Dharmendra Rai, looted  
motorcycle was recovered from his house. The seizure list is  
part of the FIR at page No. 15, which bears signature of  
Dharmendra Rai.

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 Mehshi P.S.Case No. 148 of 2016, 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 ACJM-6th, Motihari, East Champaran; 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.

**(Sanjay Priya, J)**

shyambihari/-

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