

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55889 of 2018

Arising Out of PS.Case No. -506 Year- 2018 Thana -SHEKHPURA District- SEKHPURA

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Madan Prasad, Son of Late Baudhu Sah @ Baudo Sa, Resident of Mohalla- Pharpur, Ward No.3, P.S.- Ariyari, District- Sheikhpura. at present Shop of Deepak Hardware, Dallu Chowk, P.S. & District- Sheikhpura.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Syed Rizwanul Haque, Adv

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 08-10-2018 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Section 420 IPC and under Section 65 of the Copyright Act registered in connection with Sheikhpura P.S. Case No. 506 of 2018.

3. It is submitted that the petitioner has been falsely implicated and the two bags of wall care putty seized from his shop was not for sale rather it was for his personal use in his shop and house. The petitioner claims clean antecedents.

4. Having regard to the entirety of the facts and circumstances, as such, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction



of learned Chief Judicial Magistrate, Sheikhpura in connection with Sheikhpura P.S. Case No. 506 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

- (i) That one of the bailors shall be a close relative of the petitioner.
- (ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- (iii) That 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.
- (iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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