

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62462 of 2018

Arising Out of PS. Case No.-427 Year-2018 Thana- KOTWALI District- Patna

Md. Raju son of Md. Rahmatullah, Resident of Mohalla Phulwarisharif
Mahatwana, P.S. Phulwari, District Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Syed Ehteshamuddin

For the Opposite Party/s : Mr. Sri Zainul Abedin

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 12-10-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Kotwali P.S. Case No. 427 of 2018 (Spl. Case
No. 70 of 2018) registered for the offences punishable under
Sections 290, 354(d) and 34 of the Indian Penal Code and under
Section 27 of the N.D.P.S. Act.

Informant who is the police officer stated that when
he was on patrolling duty apprehended petitioner along with
other co-accused persons when they were taking ganja.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has no
criminal antecedent and he is in custody since 10.07.2018. It has
been further submitted that similarly placed co-accused person
has been granted bail by other co-ordinate Bench of this Court



in Cr. Misc. No. 57953 of 2018.

Considering the aforesaid fact 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 Special Judge/ Sessions Judge, Patna in connection with Kotwali P.S. Case No. 427 of 2018 (Spl. Case No. 70 of 2018) subject to conditions:

(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 present on each and every date fixed by the court and his absence on two consecutive dates without proper and valid reason trial court shall have liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case case diary, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

Rajiv/Manoj-

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