

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12021 of 2018

Arising Out of PS.Case No. -12 Year- 2015 Thana -DUMARIA District- GAYA

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Jiten Yadav, Son of Ramdhani Yadav, Resident of Village- Kadarpur, P.S.-
Kothi, Dist- Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. S. Jamil Akhtar, Advocate.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 06-03-2018 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 28.11.2017 in connection with Dumaria P.S. Case No. 12 of 2015 for the offences alleged under Sections 147, 148, 149, 212, 216, 323, 324, 325, 326, 307, 353, 302, 332, 333, 435, 120(B), 379 of the Indian Penal Code, 27 of the Arms Act, 3, 4, 5 of the Explosive Substance Act, 17 C.L.A. Act and 10, 11, 13(i), 13(ii) of U.A.P.A Act.

3. It is submitted that the petitioner has been falsely implicated on mere suspicion. The F.I.R. has been registered against as many as 51 F.I.R. named and 90 to 100 unknown persons. No incriminating article has been recovered from his possession and the petitioner has not been arrested on the spot. Similarly situated co-accused Manoj Kumar Rikiyasan has been granted bail by this Court in Cr. Misc. NO. 53507 of 2015. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above



named 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 Sub-Divisional Judicial Magistrate, Sherghati, Gaya, in connection with Dumaria P.S. Case No. 12 of 2015, on the following 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 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.

(iv) The petitioner shall cooperate 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.

(Vikash Jain, J)

Md. Ibrarul/BT

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