

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38102 of 2018

Arising Out of PS. Case No.-222 Year-2018 Thana- CHAPRA TOWN District- Saran

ABHIMANU KUMAR @ ABHIMANYU KUMAR, Son of Sri Dinesh Rai,
Resident of Village- Chhota Telpa Police Kendra Chapra, Police Station-
Chapra Town, District- Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary
For the Opposite Party/s : Mr. Madhuranand Jha

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 06-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Chapra
Town P.S. Case No. 222 of 2018 for offences punishable under
Sections 414, 420, 467, 468, 471/34 of the Indian Penal Code.

The prosecution case, as lodged by the police
personnel, is that during vehicle checking the petitioner was
apprehended in a motorcycle along with one another and did not
produce any satisfactory document relating to the said
motorcycle. On enquiry, it was found that the motorcycle
belonged to one Pramod Kumar Tiwary. Accordingly, a seizure
list was prepared.

It has been submitted by the learned counsel for the



petitioner that he is innocent, bears no criminal history and has been falsely implicated in the aforesaid case, rather he was in his house from where he was arrested. He submits that due to high handedness of the police he is languishing in judicial custody since 28.04.2018. From the seizure list it appears that the motorcycle was recovered from Mauna Chowk and that the petitioner is ready to co-operate in the investigation and not to tamper with the prosecution evidence.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on 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, Chapra, District-Saran, in connection with Chapra Town P.S. Case No. 222 of 2018, subject to the following conditions :

- (i) One of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.
- (ii) If the petitioner indulges in an offence of similar



nature in future, the prosecution will be at liberty to
move the learned court below for cancellation of his
bail bonds.

(Nilu Agrawal, J)

Rajesh/Pragya

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