

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4434 of 2019

Arising Out of PS. Case No.-60 Year-2017 Thana- PHULWARIA District- Begusarai

Monu Mahto Late Kamleshwari Mahto R/o village- Phulwaria, P.S.
-Phulwaria, P.O.- Barauni

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam, Adv.
For the Opposite Party/s : Mr.Arun Kumar Pandey (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 31-01-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Phulwaria P.S. Case No. 60 of 2017 registered for the offences punishable under Sections 387, 307, 34 of the Indian Penal Code and Section 3/4 of Explosive Substance Act.

Informant is a munshi working in the shop of Sitaram Poddar and while he was sitting in his office there was a bomb explosion and he got injured and was being treated in the hospital. It has been further alleged that two days before ransom was demanded by the FIR named accused from the owner.

It has been submitted that petitioner is not named in the FIR. His name has transpired in this case on the basis of



confessional statement made by Rajeev Yadav who has been granted bail by co-ordinate bench of this court as contained in Annexure-2 . Petitioner is in custody since 28.07.2018.

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 Judicial Magistrate, 1st Class, Begusarai, in connection with Phulwaria P.S. Case No. 60 of 2017, 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 properly represented on each and every date fixed by the court and shall remain physically present as directed by Court and his absence on two consecutive dates without sufficient reasons, his bail bond shall be cancelled by the court below.
- (3) If the 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.

(S. Kumar, J)

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