

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 14687 of 2019

Arising Out of P.S. Case No.-217 Year-2018 Thana- MAKHDUMPUR District- Jehanabad

PRADUMAN @ PRADUMAN KUMAR @ PRADUM, aged about 19 years
(Male) Son of Late Satais Yadav R/o village- Nanauri, P.S- Dhanarua, Dist-
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar, Advocate
For the Opposite Party/s : Mr.Akhileshwar Dayal, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 12-03-2019 Heard the learned counsel for the petitioner and
learned counsel appearing on behalf of the State.

Petitioner is languishing in judicial custody since
09.10.2018 in connection with Makhdumpur P.S.Case No.217
of 2018 for the offence alleged under Section 395 of the Indian
Penal Code.

The prosecution case as lodged by the informant in
his written report is that while he was going to Gaya along with
his family members in his car on the way a white Maruti vehicle
intercepted and stopped them and four miscreants took them to
far away place (barren) and snatched cash, mobile and



ornaments. They also assaulted the informant and his wife.

It has been submitted by the learned counsel for the petitioner that he is innocent, not named in the FIR and only on extra judicial confessional statement of the petitioner before the police in another case being Makhdumpur P.S.Case No.222 of 2018 he has been made accused in the present case. He submits that nothing has been recovered from his conscious possession and that chargesheet has already been submitted, there being no allegation of tampering with the prosecution evidence.

However, learned APP for the State opposes the prayer for bail stating therein that the petitioner does not have a clean antecedent and one more case of similar nature is pending against him although he is on bail in the said case.

Considering the facts and circumstances, nature of allegations and that chargesheet has already been submitted, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Makhdumpur P.S.Case No.217 of 2018 to the satisfaction of learned Sub Divisional Judicial Magistrate, Jehanabad, 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)

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