

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11248 of 2019

Arising Out of PS. Case No.-149 Year-2017 Thana- MAINATAND District- West Champaran

Sanjay Patel, aged about 35 years, Male, S/o Gorakh Patel, Resident of
Village- Chiutaha, P.S.- Mainatand, District- West Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Sanjay Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 04-04-2019

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the offence
punishable under Sections 394 of the Indian Penal Code.

Informant has alleged that on 10.12.2017 after
collecting the money while he was going with Md. Shammi, he
was intercepted by three accused on a motorcycle who started
abusing and assaulting him and they looted Rs. 1,70,000/- kept
in dickey of the motorcycle and fled away. He has stated in his
written complaint that he can identify the miscreants if they are
brought before him and he has given vivid description of the
accused.

It has been submitted on behalf of the petitioner that
he has been implicated in this case on the basis of suspicion and
criminal antecedent. Nothing has been recovered from the



possession of the petitioner and although informant has stated that he can identify the accused, he was not subjected to any TIP. It has been further submitted that similarly placed co-accused has been granted bail by this Court as contained in Annexure 2 series of this petition.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Mainatand P.S. Case No. 149/2017 with following 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 the Court and his absence on two consecutive dates without sufficient reason, 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)

Sanjay/-

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