

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16237 of 2019

Arising Out of PS. Case No.-21 Year-2018 Thana- BARHARIA District- Siwan

MASOOM RAJA Son of Istakhar Ahmad R/o village- Lohar Patti, P.S.-
Thawe, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Irshad Ahmad Khan

For the Opposite Party/s : Mr. Bhanu Pratap Singh

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 10-04-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 31.01.2018
in connection with Barharia P.S. Case No. 21 of 2018 registered
for the offense punishable under Sections 363/302/201 of the
Indian Penal Code.

Earlier the prayer for bail was rejected by this Court
as the petitioner had been seen to be moving about in suspicious
circumstances and in view of the fact that investigation was still
continuing, the prayer for bail was rejected.

Learned counsel appearing on behalf of the petitioner
however submits that now the chargesheet has been framed and
the petitioner has already been in custody for years and he is not
having any criminal antecedent, he may be extended the



privilege of bail and that he should co-operate during the course of the trial as and when required. It is further submitted that this petitioner has no enmity with the informant and on the basis of mere suspicion, he was taken into custody.

Having considered entire facts and circumstances of the case and that the petitioner undertakes to co-operate in the trial and be present at all occasions, let the petitioner above named (Masoom Raja) be released on bail, on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge, VII, Siwan in connection with Barharia P.S. Case No. 21 of 2018, subject to the following conditions:-

(1) Father of the petitioner will be the bailor.

(2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(3) 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 reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

(4) The petitioner shall co-operate 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.

(Anjana Mishra, J)

Saif/-

U		T	
---	--	---	--

