

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23119 of 2019

Arising Out of PS. Case No.-226 Year-2018 Thana- LAHERIMUHALLA District- Nalanda

PAWAN KUMAR Son of Shiv Balak Thakur Resident of Village -
Bhakarachak, P.S.- Masaurhi, Distt - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tej Narayan Singh
For the Opposite Party/s : Mr.Ganesh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 27-06-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 461 and 379 of the Indian
Penal Code.

It has been submitted on behalf of the petitioner that
he is innocent, not named in the F.I.R., and nothing has been
recovered from his possession. It has been further submitted that
the name of the petitioner has surfaced on the confessional
statement of co-accused Nehal and except the said confessional
statement, there is nothing against the petitioner. Petitioner is
languishing in judicial custody since 19.11.2018.

In the facts and circumstances of the case, 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 to the satisfaction of the learned Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Laheri Police Station Case No. 226 of 2018, subject to the conditions:

(I) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(II) 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.

(III) 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.

(Anjani Kumar Sharan, J)

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