

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19621 of 2019**

Arising Out of PS. Case No.-170 Year-2018 Thana- GHOSI District-
Jehanabad

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Sani Kumar @ Sunny Kumar aged about 25 years, male, Son of Shashi Singh Resident of Village-Sahpur, P.S- Ghoshi, District-Jehanabad.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ranjay Kumar Singh, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 02-04-2019

Heard learned counsel for the petitioner and learned

APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 457 and 380 of the Indian Penal Code registered in connection with Ghoshi P.S. Case No. 170 of 2018.

3. It is submitted that the petitioner has been falsely implicated in the backdrop of past dispute and there is case and counter case between the parties in which the petitioner himself had received injuries. The falsity of the accusations is evident from the very fact that in the F.I.R. itself it is alleged that the petitioner was caught at the place of occurrence and subsequently taken away by the police whereas the petitioner is not in custody. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest or surrender before the court below within six weeks from



the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Jehanabad in connection with Ghoshi P.S. Case No. 170 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions -

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate 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.

(iv) That 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 reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

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(Vikash Jain, J)

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