

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19427 of 2019

Arising Out of PS. Case No.-138 Year-2018 Thana- BEN P.S. District- Nalanda

Chote Ram, Male, aged about 43 years, S/o Guru Bachhan Ram, Resident of
Village- Gangti, P.S.- Ben, District- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ajit Ranjan Kumar, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 01-04-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 341, 323, 452, 354(B), 379 and 506/34 of the
Indian Penal Code registered in connection with Ben P.S. Case No.
138 of 2018.

3. It is submitted that the petitioner has been falsely
implicated in the backdrop of land dispute between the parties. The
specific accusation against the petitioner is of taking away the
informant's ear-ring and chain which is mere embellishment. The
accusations against the petitioner and other accused persons are
general and omnibus nature. 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, Nalanda in connection with Ben P.S. Case
No. 138 of 2018, subject to the conditions as laid down under Section



438 (2) of the Cr.P.C. and with 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 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.

(iv) 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.

BT/-

(Vikash Jain, J)

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