

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79694 of 2018

Arising Out of PS. Case No.-239 Year-2018 Thana- BARHARA District-
Bhojpur

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Deepnarayan Singh son of Late Rangnath Singh, resident of Village-
Berath, P.S.- Chauri, District-Bhojpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anil Kumar

For the Opposite Party/s : Mr.Md. Ashlam Ansari

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 25-01-2019 Heard learned counsel for the petitioner and learned APP for the
State.

2. The petitioner apprehends his arrest for the offences alleged
under Sections 406, 409, 34 IPC registered in connection with
Barahara P.S. Case No. 239 of 2018.

3. It is submitted that the petitioner has been falsely implicated
merely because he happens to be the Junior Engineer posted in PHED,
Sub Division, Barahara since 04.08.2009 to 22.08.2013 and has since
superannuated in September, 2016. The FIR has been instituted two
years after his superannuation and without any material details with
respect to the complaint. Similarly situated co-accused have been
granted bail by this Court in Cr. Misc. No. 72987 of 2018 and Cr. Misc.
No. 3013 of 2019. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and
circumstances, 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



CjM, Bhojpur at Ara, in connection with Barahara P.S. Case No. 239 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 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.
- iv. 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.

Chandran/-

(Vikash Jain, J)

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