

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80475 of 2018

Arising Out of PS. Case No.-245 Year-2018 Thana- BIRPUR District-
Supaul

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Manoj Chaurasiya S/o- Shivshankar Chaurasiya Resident of Village -
Vishanpur Shivram (Kushahar Eraji), P.S.- Balua Bazar, District- Supaul.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kumar Goutam

For the Opposite Party/s : Mr.Bharat Bhushan

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 17-01-2019 Heard learned counsel for the petitioner and learned APP for the
State.

2. The petitioner apprehends his arrest for the offences alleged
under Sections 366/34 IPC registered in connection with Birpur P.S.
Case No. 245 of 2018.

3. It is submitted that the petitioner has been falsely implicated and
even on the averments in the FIR, the ingredients of the offence
alleged are not fulfilled and there is no allegation that the kidnapping
or abduction was for any of the purposes enumerated under Section
366 IPC. 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
ACJM, Supaul in connection with Birpur P.S. Case No. 245 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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