

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36406 of 2019

Arising Out of PS. Case No.-757 Year-2018 Thana- MOTIHARI TOWN District- East
Champaran

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GULSHAN KUMAR son of Awadhesh Singh Resident of Village- Kotwa,
Police Station- Kotwa, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Angad Kumar, Advocate
For the State : Mr. Atul Chandra, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 21-06-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 26.10.2018 in
connection with Motihari Town P.S. Case No. 757/2018
registered for the offence punishable under Sections 420/489(B)
and 489(C)/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
prayer for bail of the petitioner was earlier rejected on the
premise that the petitioner was in possession of fake currency
note and had been attempting to use the same. Learned counsel
for the petitioner, however, submits that now the petitioner has
already been in custody for nearly six months, he may be
extended the privilege of bail and he will co-operate in the trial



as and when required. It is further submitted that the petitioner has nothing to do with either the production or circulation of such notes and by chance he had been in possession of the same when it was handed over to him during the course of normal business transaction.

In view of the aforementioned facts and circumstances, let the petitioner above named be released on bail, on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, in connection with Motihari Town P.S. Case No. 757/2018, subject to the following conditions:-

(1) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.

(3) 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 reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

(4) 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.

(Anjana Mishra, J)

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