

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.67059 of 2018

Arising Out of PS. Case No.-115 Year-2018 Thana- KUDRA District- Bhabhua (Kaimur)

Pintu Gupta, Son of Nandu Sah, R/o Village-Bhundi Tekari, P.S.- Mohania,
District- Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar -1, APP

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

6 06-02-2019 Heard learned counsel for the petitioner and the
learned counsel appearing on behalf of the State.

The petitioner is in custody since 04.06.2018 in connection with Kudra P.S. Case No.115 of 2018, G.R. No.795 of 2018 registered for the offence under Sections 379, 328, 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the petitioner is not named in the First Information Report nor was any incriminating article recovered from his possession. However, in view of the fact that from the place of occurrence, the C.D.R. indicated his presence, the petitioner is languishing in custody. It is further submitted that since the petitioner was arrested purely on suspicion and charge-sheet has already been submitted, he may be extended the privilege of bail. It is



further submitted that no T.I. Parade has been conducted till date.

In view of the aforementioned facts and circumstances, let the petitioner, above named, be released on bail on his furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-VI, Kaimur at Bhabua, in connection with Kudra P.S. Case No.115 of 2018, G.R. No.795 of 2018, subject to the following conditions:

(1) Father will be the bailor of the petitioner.

(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 his 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.

In view of the report submitted by the Superintendent of the Police, Kaimur, the explanation offered is accepted and it is directed that he may take necessary steps to control his officials in his jurisdiction.

(Anjana Mishra, J)

PNM/Rakesh

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