

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70461 of 2018

Arising Out of PS. Case No.-36 Year-2017 Thana- KORMA District-
Sheikhpura

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Suresh Mahto Son of Rajo Mahto, resident of Village- Kusumbhadih, Police
Station- Korma, District- Sheikhpura.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Bipin Kumar, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 16-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 147, 148, 149, 341, 323, 325, 354, 307,
302, 504 of the Indian Penal Code and 8 of POCSO Act registered
in connection with Korma P.S. Case No. 36 of 2017 (POCSO Case
No. 18 of 2017).

3. It is submitted that the petitioner has been falsely
implicated and the accusations are general and omnibus in
nature against all accused persons. There is case and counter
case between the parties. After due investigation police has
submitted final form in respect of the petitioner. The petitioner
claims clean antecedents.

4. Be that as it may, having regard to the entirety of
the facts and circumstances of the case, 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 1st Additional District and Sessions Judge, Sheikhpura in connection with Korma P.S. Case No. 36 of 2017 (POCSO Case No. 18 of 2017), 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) 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.

(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.

(Vikash Jain, J)

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