

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.64408 of 2018

Arising Out of PS. Case No.-246 Year-2018 Thana- RUPASPUR District-
Patna

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Shiv Shankar S/o Jaichand Prasad, R/o Mohalla- Daldali Road, Lado
Panchait, P.S.- Gandhi Maidan, District- Patna.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Rina Sinha, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 01-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 392, 412 of the Indian Penal Code
registered in connection with Rupaspur P.S. Case No. 246 of 2018.

3. It is submitted that the petitioner has been falsely
implicated merely on the confessional statement of co-accused
Rishav Kumar owing to business rivalry. The looted mobile phone
was recovered from the said co-accused. The petitioner claims
clean antecedents.

4. Be that as it may, 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 Additional Chief Judicial Magistrate-I, Danapur, Patna in connection with Rupaspur P.S. Case No. 246 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) 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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