

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48744 of 2019

Arising Out of PS. Case No.-125 Year-2017 Thana- EKANGARSARAI District- Nalanda

RAM LAKHAN PRASAD YADAV @ RAM LAKHAN PRASAD @
MAKHAN Son of Shri Ayodhya Prasad Resident of Village - Gwalpur
Gwalbigha, P.S.- Hilsa, District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deepak Kumar Singh

For the Opposite Party/s : Mr.Pushpa Sinha.1

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 10-12-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 28.02.2019
in connection with Ekangar Sarai P.S. Case No. 125/2017
registered for the offense punishable under Sections 392 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is not named in the FIR, but subsequently, on the
basis of the confessional statement made before the police by
one co-accused, namely, Awadhesh Kumar @ Saurabh, the
name of the petitioner has been drawn in connection with the
present case and till date, there has been no recovery from his
possession and he has not been placed on T.I. Parade. Learned



counsel for the petitioner submits that one other co-accused has since been extended the privilege of bail in Cr. Misc. No. 35862 of 2019 vide order dated 27.09.2019.

Considering 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 A.C.J.M. (Hilsa), Nalanda, in connection with Ekangar Sarai P.S. Case No. 125/2017, subject to the following conditions:

(1) One of the bailors will be the father 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 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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