

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53697 of 2019

Arising Out of PS. Case No.-493 Year-2018 Thana- KHAGARIA District- Khagaria

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SUJEET KUMAR @ COMMANDO Son of Shambhu Singh Resident of
Village - Baluahi, P.S.- Khagaria, Distt - Khagaria.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashwini Kumar Rai

For the Opposite Party/s : Mr.Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 28-08-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Khagaria P.S. Case NO. 493 of 2018, disclosing offences under Sections 461/379 of the Indian Penal Code.

There are two persons named in the First Information Report, who are full brothers. Co-accused Manish Kumar was apprehended allegedly while committing theft, by the informant himself. He was handed over to the police.

Learned counsel for the petitioner has submitted that he has been implicated only because he is brother of co-accused Manish Kumar. He has also submitted that the petitioner has no criminal antecedent and if allowed anticipatory bail he will present himself before the police and the Court as and when required.



Considering the nature of accusation, this application is allowed.

Let the petitioner above named in the event of his arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Khagaria in Khagaria P.S. Case No. 493 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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