

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.66274 of 2018

Arising Out of PS. Case No.-229 Year-2018 Thana- CHAPRA MUFFASIL District- Saran
=====

Amarjit Kumar Sharma @ Amarjit Sharma, Son of Bihari Sharma @ Brij
Bihari Sharma @ Braj Bihari Sharma, resident of Village- Bara Kalinga
(Karinga), P.S.- Chapra Muffasil, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s
=====

Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh

For the Opposite Party/s : Mr.Bharat Lal
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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 03-01-2019 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 379 and 34 IPC registered in connection with Chapra (Saran) Muffasil P.S. Case No. 229 of 2018.

3. It is submitted that the petitioner has been falsely implicated on mere suspicion and there is no material whatsoever to connect him with the alleged offence. The accusation is highly improbable considering that the petitioner would not be expected to be found in the vicinity of the place of occurrence soon after. The petitioner claims clean antecedents.



4. Having regard to the entirety of the facts and circumstances, as such, 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 Chief Judicial Magistrate, Saran at Chapra, in connection with Chapra (Saran) Muffasil P.S. Case No. 229 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) That 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

(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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