

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55065 of 2019

Arising Out of PS. Case No.-321 Year-2019 Thana- KHAGARIA District- Khagaria

Manish Kumar, Son of Jainarayan Mahton, Resident of Village - Sonwarchak,
ward No. 1, P.S.- Bibhutipur, Distt - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai

For the Opposite Party/s : Mr.Anand Mohan Prasad Mehta

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

4 02-12-2019 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner in the present case is seeking regular bail
in connection with Khagaria P.S. Case No.321 of 2019 registered
for the offence punishable under Sections 392 and 412 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this case
merely on suspicion. Learned counsel submits that there is no eye
witness to the alleged occurrence and no Test Identification Parade
has been conducted till date.

Learned APP has opposed the prayer for bail.

Considering the facts and circumstances of the case
wherein it is the submission of learned counsel for the petitioner



that there is no eye witness to the alleged occurrence, no Test Identification Parade has been conducted of the petitioner, the petitioner has no criminal antecedent and has remained in custody since 19.05.2019, let the petitioner above named be released on bail on furnishing bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria in connection with Khagaria P.S. Case No.321 of 2019, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police officer or tamper with the evidence.

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(Rajeev Ranjan Prasad, J)

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