

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56725 of 2019

Arising Out of PS. Case No.-129 Year-2018 Thana- GOPALPUR District- West Champaran

CHANDRAGUPT KUMAR @ CHANDRAGUPT Son of Late
Harinarayan Ram Resident of Village - Ambedkar nagar Colony, ward
No.31, Baswariya, P.S.- Bettiah Town, Dist.- West Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma
For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 20-11-2019 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner is seeking anticipatory bail in
connection with Gopalpur P.S. Case No. 129/2018
registered under Sections 399 and 402 of the Indian Penal
Code and 25(1-B)(a), 26, 35 of the Arms Act.

Learned counsel for the petitioner submits that
petitioner is simply a victim of false implication. Learned
counsel submits that no incriminating article is recovered
from the possession of the petitioner and his name
transpired in the confessional statement of the co-accused as
also petitioner is said to be a student.



Learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioner.

Considering the facts and circumstances of the case, where the petitioner has got clean antecedent and no incriminating article is recovered from his possession and his name has only transpired in the confessional statement of the co-accused as also that the petitioner is said to be a student, let the petitioner named-above, in the event of his arrest/surrender before the court below within a period of four weeks, be enlarged on bail furnishing bail bond of Rs. 15,000/- (Rupees Fifteen Thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, West Champaran at Bettiah, in connection with Gopalpur P.S. Case No. 129 of 2018, subject to condition as laid down under Section 438(2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the 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;

(iii) a condition that the person shall not leave
India without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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