

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75818 of 2018

Arising Out of PS. Case No.-24 Year-2018 Thana- BISFI District- Madhubani

Rakesh Sahani S/o Brijnandan Sahani Resident of Village-Ashepur Ratwara,
P.S. Bajpatti, Distt.-Sitamarhi

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Adv.

For the Opposite Party/s : Mr. Ramchandra Sahani, APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 14-03-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest for the offence
alleged under Section 461 and 379 Indian Penal Code registered
in connection with Bisfi P.S. Case No. 24/2018.

3. It is submitted that the petitioner has been falsely
implicated merely on the confessional statement of co-accused
Manish Kumar. No recovery of any incriminating articles has
been made from the petitioner. The petitioner was made accused
in one prior case in which he has been granted bail.

4. Be that as it may, having regard to the entirety of
the facts and circumstances, in the event of petitioner's arrest or
surrender before the court below within six weeks from the date
of communication of this order, let the abovenamed petitioner
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 Additional Chief Judicial Magistrate., Benipatti, Madhubani in connection with Bisfi P.S. Case No. 24/2018, 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 personally 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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