

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.65323 of 2019**

Arising Out of PS. Case No.-115 Year-2018 Thana- CHANDAN District- Banka

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Pawan Kumar @ Rupan Yadav, aged about 19 years, son of Sahdev Yadav,  
resident of village- Nayadih (Dingiwari), P.S.- Chandan (Anandpur), District-  
Banka

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner/s : Mr.Ajay Mukherjee, Adv.

For the Opposite Party/s : Mr.Ram Naresh Ray, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE S. KUMAR**  
**ORAL ORDER**

2      06-11-2019                      Heard learned counsel for the petitioner and learned  
counsel for the State.

Petitioner, who is in custody since 13.09.2018, seeks  
bail in Chandan(Anandpur) P.S.Case No.115 of 2018 registered  
for offence punishable under Section 392 of the Indian Penal  
Code.

Petitioner had earlier moved this Court for regular bail  
vide Cr.Misc.No.77934 of 2018, which was rejected on  
24.01.2019. However, it was observed that petitioner may renew  
his prayer for bail after one year of custody.

It has been submitted on behalf of the petitioner that  
the petitioner is not named in the First Information Report and  
he has been falsely implicated in this case on the basis of his



confessional statement.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above 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 Smt.Sapna Rani, learned Judicial Magistrate, 1<sup>st</sup> Class, Banka in connection with Chandan(Anandpur) P.S. Case No.115 of 2018 subject to following conditions:

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(ii) petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and on his absence on two consecutive dates without proper and sufficient reason, the trial court will be at liberty to cancel his bail bond.

(iii) If the petitioner tampers with the evidence or the witnesses of the case, in that event the prosecution will be at liberty to move for cancellation of bail of the petitioner.

**(S. Kumar, J.)**

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