

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65884 of 2019

Arising Out of PS. Case No.-300 Year-2019 Thana- BASANTPUR District- Siwan

AMIT KUMAR Son of Dharmendra Mahato Resident of Village-Sughari,
Police Station-Bhagwanpur Hat, District-Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh

For the Opposite Party/s : Ms.Pushpa Sinha.1

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 04-11-2019 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, 411 of the Indian Penal Code registered in connection with Basantpur (Lakdi Naviganj OP) P.S. Case No. 300 of 2019.

3. It is submitted that the petitioner has been falsely implicated on the accusation of snatching away the mobile phone of the informant's sister. The petitioner's name has transpired on the extra judicial confessional statement of the apprehended co-accused Raja Babu Mahto and Guddu Kumar, except which there is no other objective material to connect the petitioner with the alleged occurrence. The stolen mobile has been recovered from the aforesaid two co-accused persons. The petitioner claims clean antecedents.

4. Be that as it may, 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 CJM, Siwan, in connection with Basantpur (Lakdi Naviganj OP) P.S. Case



No. 300 of 2019, 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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