

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72148 of 2019

Arising Out of PS. Case No.-194 Year-2015 Thana- PAROO District- Muzaffarpur

Ajay Mahto Son of Mohan Mahto Resident of Village- Ghataro, P.S.-
Kartahan, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr. Aditya Narayan Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 11-12-2019

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the
offence punishable under Section 395 of Indian Penal Code.

Informant has alleged that after loading iron rod
worth Rs.3,74,326/- on the truck he proceeded for East
Champanan from Patna. However, on the way his truck was
intercepted by one Scorpio vehicle and he was over powered by
the miscreants and they took away the truck and threw him out
after tying his hands. Somehow he reached the police station
and instituted the F.I.R.

It has been submitted on behalf of the petitioner that
the petitioner has been falsely implicated in this case on the
basis of confessional statement of co-accused Chandan Kumar
@ Chhota Chandan and except said confessional statement there



is no other incriminating material against this petitioner and charge sheet has been submitted against the petitioner and previously he has been made accused in one Kartahan P.S. Case No. 17 of 2019. Petitioner is in custody since 20.08.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Paroo P.S. Case No. 194 of 2015, with following conditions:-

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.
- (3) If the petitioner tampers with the



evidence or the witnesses of the case, in
that case, prosecution will be at liberty to
move for cancellation of bail of the
petitioner.

(S. Kumar, J)

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