

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78416 of 2019

Arising Out of PS. Case No.-142 Year-2019 Thana- BIHRA District- Saharsa

DURGA NAND SINGH Son of Radhakant Singh Resident of Village -
Mohanpur, P.S.- Nauhatta, District - Saharsa.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Mishra

For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 02-12-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection
with Bihra P.S. Case No. 142 of 2019 registered for the offence
punishable under Section 414 of the Indian Penal Code and
Section 25(1-B)a, 26, 35 of the Arms Act.

Allegation is recovery of stolen motorcycle and two
live cartridges from the possession of petitioner.

It has been submitted on behalf of petitioner that
petitioner was a pillion rider and was not aware that the
motorcycle is stolen one and no cartridges was recovered from
his possession. Petitioner has no criminal antecedent and is in
custody since 11.08.2019.

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/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned court below, in connection with Bihra P.S. Case No. 142 of 2019 subject to the conditions that:-

(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 his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(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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