

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78006 of 2018

Arising Out of PS. Case No.-255 Year-2018 Thana- MAIRWAN District- Siwan

Haresh Yadav S/o Nathuni Yadav @ Nathuni Chaudhari, R/o Vill.- Sirisiya,
P.S.- Nawtan, 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 : Mr.Sri Madan Kumar

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 07-01-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Mairwa P.S. Case No. 255 of 2018 registered
for the offences punishable under Sections 461 and 379 of the
Indian Penal Code.

Informant has alleged that in the intervening night
on 12/13.07.2018 some unknown thieves have committed theft
Rs. 10,000/- from his shop.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case. The name of the petitioner has
surfaced on the basis of confession made by one Manoj Yadav
and except said confessions there is no incriminating materials



against the petitioner. Nothing has been recovered from his possession and he is in custody since 14.07.2018.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VII, Siwan, in connection with Mairwa P.S. Case No. 255 of 2018, subject to 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 Court and his absence on two consecutive dates without sufficient reasons, 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)

Rajiv/-

U		T	
---	--	---	--

