

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84924 of 2019

Arising Out of PS. Case No.-184 Year-2019 Thana- BARACHATTI District- Gaya

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KAILASH SINGH BHOKTA @ KAILASH SINGH @ KAILASH SINGH
BHOGTA Son of Ram Sevak Singh Resident of Village - Baniya Bandh, P.o.-
Laralutudag, P.S.- Rajpur, Distt.- Chatra (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar

For the Opposite Party/s : Mr.Umanath Mishra

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 20-12-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 147, 149,
435, 427, 353, 120(B)/34 of the Indian Penal Code.

Informant who is an agent of contractor in his written
complaint has alleged that he was looking after the contractual
work and three JCB and some tractors were engaged in
construction work and on 1st May due to Labour Day, the work
was closed and at about 2 to 2.30 a.m., 10 to 15 unknown
miscreants came and set on fire the JCB machines and tractor
after sprinkling oil over it. He tried to know the name of
miscreants but he could not get any information.



It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case due to political rivalry arising out of Parliamentary election 2019. Prior to this case, he had no criminal antecedent but subsequent to his implication in this case, he has been implicated in one more case as stated in paragraph no.3 of the petition.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on 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 Barachaty P.S. Case No.184 of 2019 arising out of G.R. No.516/2019 subject to the condition as laid down under Section 438(2) of the Cr.P.C 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 present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be sufficient 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)

Sanjay/-

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