

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 6590 of 2020

Arising Out of PS. Case No.-246 Year-2019 Thana- RANIYATALAB District- Patna

=====

KISHAN KUMAR @ KISHUN KUMAR S/o Late Sharifan Sao @ Sharifan
Saw @ Ram Bhawan Sao Resident of Village- Padari, Post- Amhara, Distt-
Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh
For the Opposite Party/s : Mr.Surendra Kumar

=====

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 29-06-2020 The proceedings of the Court are being conducted
through Video Conferencing and the Advocates joined the
proceedings through Video Conferencing from their residence.

Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends his arrest in a case registered
under Sections 414/34 of the Indian Penal Code.

Allegation is recovery of stolen motorcycle from the
possession of petitioner and other co-accused as named in the
FIR.

It has been submitted on behalf of petitioner that he
is innocent and has been falsely implicated in this case on the
basis of confessional statement of co-accused who was



apprehended on the spot. Petitioner was neither apprehended with the stolen motorcycle nor same was recovered from his house and only on the statement of apprehended persons he has been falsely implicated in this case. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case, prayer of anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, Petitioner is directed to be released on bail on furnishing bail bonds of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending, in connection with Rani Talab P.S. Case No. 246 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure 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 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)

veena/rajiv-

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

