

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6642 of 2020

Arising Out of PS. Case No.-1075 Year-2019 Thana- SASARAM NAGAR District- Rohtas

VIKASH RAI S/o Kamlesh Rai Resident of Village- Shabrabad, P.S.-
Chenari, Distt- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Ramchandra Singh

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 01-07-2020 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 Section 414 and 420 of the Indian Penal Code.

Informant who is the police officer has alleged that during vehicle checking on 08.12.2019 at about 2:00 PM one miscreant riding on Passion Pro motorcycle was stopped and was asked for the documents of the said motorcycle, he produced the documents in the name of Vikash Rai (petitioner) as original owner of the said motorcycle and he has further stated that his name is Pankaj Kumar Rai and he had purchased the said



motorcycle from Vikash Rai (petitioner). On verification by the police on the “Parivahan App” registration number was found to be a Diesel Car of one Ashwini Kumar Tiwari of Varanasi (U.P.) and he was not aware that the motorcycle is the stolen one.

It has been submitted on behalf of petitioner that neither he was apprehended with the stolen motorcycle nor same was recovered from his possession 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 Sasaram (Nagar) P.S. Case No. 1075 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)

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