

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18044 of 2020

Arising Out of PS. Case No.-136 Year-2019 Thana- SIKARHATTA District- Bhojpur

RAJ KUMAR PASWAN Son of Jagan Paswan Resident of Village-
Dullahpur, P.S.- Simri, District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravindra Kumar

For the Opposite Party/s : Mr.Nagendra Prasad

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

(The proceedings of the Court are being conducted through Video
Conferencing and the Advocates joined the proceedings through
Video Conferencing from their residence.)

2 10-06-2020

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the
offence punishable under Section 414 of the Indian Penal Code.

Informant who is a police officer has stated that on
23.10.2019 at around 3:30. p.m., after receiving a confidential
information regarding driving of one stolen Apachi Motorcycle
vehicle by a person who was coming towards Kurmuri More,
he proceeded towards said place and found that one person was
rashly driving the said vehicle and after seeing the police, he
tried to escape but he was apprehended and could not produce
the document of the vehicle.

It has been submitted on behalf of the petitioner that



he is innocent and has falsely been implicated in this case. Petitioner has nothing to do with the alleged motorcycle as it has not been recovered from the possession of the petitioner and rather the police has mistakenly arrested the petitioner only on the basis of suspicion. It is further submitted that prior to the present case, petitioner was not accused in any other case and after his arrest in this case, he has been remanded in Rupaspur P.S. Case No.344 of 2019 under Section 379 of the IPC. Petitioner is in custody since 24.10.2019.

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/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Sikarhatta P.S. Case No. 136 of 2019, 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 shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, 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)

Sanjay/-

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