

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26655 of 2020

Arising Out of PS. Case No.-48 Year-2018 Thana- DANDKHORA District- Katihar

ARVIND KUMAR SAH @ GOLU Son of Late Upendra Sah Resident of
Village- Rautara, P.S.- Rautara, District- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinay Ranjan

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 13-10-2020 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard both parties.

The petitioner seeks bail in Dandkhora P.S. Case No.

48 of 2018, registered for the offence punishable under Section

379 of the Indian Penal Code.

As per prosecution case, in the evening of 29.05.2018,

motorcycle of the informant was taken away by unknown

persons while the same was parked in front of his house.

It is submitted on behalf of the petitioner that

petitioner has falsely been implicated in this case. Petitioner is

not named in the FIR. During course of investigation, name of

this petitioner has come on his self confession. No test

identification parade has been held till date. Petitioner has been



remanded in this case on 03.01.2020.

Learned APP vehemently opposed the prayer for bail and submitted that four motorcycles had been recovered from the house of this petitioner.

Considering the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000 (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, Katihar in connection with Dandkhora P.S. Case No. 48 of 2018, subject to following conditions:-

(i) The 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 in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) 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.

(Prabhat Kumar Singh, J)

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