

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27625 of 2020

Arising Out of PS. Case No.-491 Year-2019 Thana- BEGUSARAI TOWN District- Begusarai

Rahul Kumar Son of Sri Bullan Singh Resident of Village- Pokharia, Ward
No.39, P.S.- Begusarai Town, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2. 20-10-2020 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in Begusarai Town P.S. Case
No. 491 of 2019 (G.R. No. 3054 of 2019), registered for the
offence under Section 392 of the Indian Penal Code.

As per the written report of the informant (Mantun
Yadav), on 20-08-2019 at about 10:30 PM, after closing his
shop, when the informant was returning from Mahavir Sweets
Shop on motorcycle and reached near the Omar Girls High
School, suddenly two miscreants, riding on a Apache
motorcycle motorcycle, pushed the informant, as a result of
which, he fell down and thereafter, they (miscreants) on the
point of pistol, snatched 4 bhar gold chain, Rs. 20,000/- and one
Titan wrist watch and fled away towards Bishnupur Chowk.



It is submitted on behalf of petitioner that petitioner is not named in the F.I.R. Name of petitioner has come on the basis of confessional statement of co-accused Shakti Kumar. It is further submitted that so far as recovery of Apachi motorcycle is concerned, for the same, a separate F.I.R. was lodged, in which, petitioner has been granted bail. In this case, chargesheet has already been submitted, but till date, no T.I.P. has been held. Petitioner is in custody since 30-09-2019.

Considering the aforesaid facts and circumstances, the bail application of petitioner is allowed. Let the above-named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai in connection with Begusarai Town P.S. Case No. 491 of 2019 (G.R. No. 3054 of 2019) on the following conditions:

“(1) Petitioner shall cooperate 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 on his absence on two consecutive dates without sufficient reason, his bail-bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for



cancellation of bail.”.

(Prabhat Kumar Singh, J.)

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