

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24954 of 2020

Arising Out of PS. Case No.-330 Year-2018 Thana- JOKIHAT District- Araria

GAJNI @ MUSTAJIR Son of Wajbul Resident of Village - Laliya, P.S.-
Jokihat, District - Araria.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana, Adv.

For the Opposite Party/s : Mr. Ram Sewak Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 07-12-2020 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks bail in connection with
Jokihat P.S. Case No. 330 of 2018 for the offence under
Sections 399, 402 and 414 of the Indian Penal Code.

Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has not
committed any offence. In fact, the co-accused having more
or less similar allegation has already been granted regular
bail by a co-ordinate Bench of this Court in Cr. Misc. No.
19773 of 2019 which evident from the Annexure- 2 annexed
to the supplement affidavit and the case of this petitioner
stands on similar footing. The petitioner is rotting in judicial
custody since 20.01.2020. Hence, the petitioner may be
enlarged on regular bail.



Considering the facts and circumstances of the case, 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 C.J.M., Araria, in connection with Jokihat P.S. Case No. 330 of 2018 subject to the 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/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be canceled 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.

(Arvind Srivastava, J)

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