

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35644 of 2020

Arising Out of PS. Case No.-49 Year-2020 Thana- BARUN District- Aurangabad

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DHARMENDRA KUMAR son of RAMJI RAM Resident of Village-
Kothara, P.S.- Agred, District- Rohtas.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Ramchandra Singh, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-12-2020 Heard learned counsel for the petitioner and the State
through Video Conferencing.

The petitioner seeks bail in a case registered for the
offence punishable under section 394 of the IPC.

Prosecution's case, in brief, is that three unknown
persons surrounded the informant, assaulted him and fled away
with his motorcycle and other documents.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. FIR is against unknown and save and except confessional
statement of co-accused Pappu Yadav @ Prince Yadav, nothing
incriminating has come against the petitioner in course of the
investigation. Petitioner has not been put on test identification
parade (TIP) till date. Charge sheet has also been filed in the
case . He is in custody since 30.6.2020.

In the facts of the case, prayer for bail of the petitioner
is allowed. Let the petitioner mentioned above 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 Chief Judicial Magistrate, Aurangabad in Barun Police Station Case No. 49/2020, on the following conditions:-

(1) 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 on his/her absence on two consecutive dates without sufficient reason, his/her 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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