

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79670 of 2019

Arising Out of PS. Case No.-70 Year-2019 Thana- BUXAR RAIL P.S. District- Bhojpur

VIKASH KUMAR @ VIKASH KUMAR SINGH Son of Dilip Singh
Resident of Dumrawn Chock, P.S.- Dumrawn, District - Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Shailendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 06-01-2020 Heard learned counsel for the petitioner as well as
learned Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections
379 and 411 of the IPC.

Prosecution case is that mobile phone of the informant
along with Rs 5,000/- cash was taken from her while she was
travelling in train at Buxar station. Prosecution has been lodged
by the informant after she reached her destination at Lucknow.
In course of investigation, said mobile phone is said to have
been recovered from the instant petitioner.

Counsel for the petitioner submits that prior to the
instant case, there is no criminal antecedent of the petitioner. He
submits that subsequent upon his implication in this case, he
has also been implicated in Dumraon P.S. Case no. 289/2019.



He is a tea shop owner at railway station and is *bonafide* purchaser of the said mobile set. He is in custody since 30.08.2019.

Learned A.P.P. opposes the prayer for bail.

Considering the aforesaid submissions, prayer for bail is allowed.

Let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate, Rail, Ara in Rail Buxar P.S. Case no. 70/2019 subject to the following conditions.

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

s.hassan/-

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