

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18798 of 2021

Arising Out of PS. Case No.-247 Year-2019 Thana- BHAGWANPUR District- Vaishali

AKRIT KUMAR @ AKRIT @ BITTU KUMAR @ BITTU Son of Ram
Ishwar Mahto Resident of Village - Goraul, P.s.- Goraul, Dist.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Jain

For the Opposite Party/s : Mr.Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 19-07-2021 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 Bhagwanpur P.S. Case
No. 247 of 2019, registered for the offence punishable under
Section 379 of the Indian Penal Code.

As per the prosecution case, some unknown
miscreants committed theft of motorcycle of the informant.

It is submitted on behalf of the petitioner that
petitioner is not named in the FIR. Name of this petitioner has
surfaced in this case on the basis of confessional statement of
co-accused Raja Kumar. Similarly situated co-accused have
been granted bail by different Benches of this Court vide order
dated 25.02.2020 passed in Cr. Misc. No. 8237 of 2020, dated



28.08.2020 passed in Cr. Misc. No. 22225 of 2020 and order dated 21.08.2020 passed in Cr. Misc. No. 16019 of 2020 vide Annexure-2. No stolen motorcycle has been recovered from possession of this petitioner and he is in custody since 17.10.2019.

Considering the facts and circumstances of the case, 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 Additional Chief Judicial Magistrate Ist, Vaishali at Hajipur in connection with Bhagwanpur P.S. Case No. 247 of 2019, 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)

vinita/-

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