

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18754 of 2021

Arising Out of PS. Case No.-90 Year-2016 Thana- BUXAR INDUSTRIAL District- Buxar

CHANCHAL MISHRA SON OF BHARAT MISHRA R/O VILLAGE-
VISHWAMITRA COLONY, NEAR GOLAMBER, P.S.- BUXAR (TOWN),
DISTRICT- BUXAR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manendra Kumar Sinha
For the Opposite Party/s : Mr. Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 06-09-2021 Heard learned counsel for the petitioner and the State.
Petitioner seeks regular bail in a case registered for
the offence punishable under Section 392 of the Indian Penal
Code.

As per the prosecution case, on 30.05.2016 while the
informant was returning from Jagdishpur with his Indica car,
four unknown miscreants sitting on two motor cycles
intercepted his car and snatched his car and fled away.

Learned counsel appearing for the petitioner submits
that petitioner is not named in the FIR and no incriminating
article has been recovered from the possession of the petitioner
rather the car was recovered from Dinara and till date the
petitioner has not been put on Test Identification Parade. It is
stated in paragraph 3 of the bail petition that though this
petitioner is accused in 10 others criminal cases but in seven
cases he has already been acquitted and in remaining three cases
he is on bail. Petitioner is in custody since 28.11.2020 and



investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, 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 Chief Judicial Magistrate, Buxar in connection with Buxar Industrial Area PS case No. 90/2016 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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