

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21866 of 2021**

Arising Out of PS. Case No.-43 Year-2020 Thana- KUNALI District- Supaul

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Lalan Sahni Son Of Yogendra Mukhiya R/O Village- Sonapur Lalmanpatti,
Ward No.19, Panchayat Dagmara, P.S.- Kunauli (KUNALI, O.P. Dagmara),
District- Supaul.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhim Kumar Yadav, Advocate

For the Opposite Party/s : Mr.A.G.

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 14-07-2021 Heard learned counsel for the petitioner and the State.

The petitioner prays for grant of regular bail in a case registered for the offence punishable under section 379 and other ancillary sections of the Indian Penal Code.

As per the prosecution case, this petitioner along with other accused persons were apprehended with a vehicle with 55 bags of stolen wheat.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Petitioner is in custody since 10.5.2020. Similarly situated co-accused, who had also been arrested with the petitioner, have already been allowed



bail by a co-ordinate bench of this Court vide order passed in Cr.Misc.No. 34383/2020.

Considering the facts and circumstances of the case and the fact that 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 Judicial Magistrate Ist class, Birpur Supaul in Kunauli (Dagmara OP) Police Station Case No. 43 of 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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