

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23366 of 2021

Arising Out of PS. Case No.-720 Year-2020 Thana- AKBARPUR District- Nawada

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1. RAKESH KUMAR SON OF SHIV KUMAR RAUT R/O VILLAGE-PACHGAWAN, P.S.- AKBARPUR, DISTRICT- NAWADA.
 2. RANJAN KUMAR SON OF SHIV KUMAR RAUT VILLAGE PACHGAWAN P S AKBARPUR DISTRICT NAWADA

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Samrendra Kumar Jha, Advocate

For the Opposite Party/s : Mr.Narendra Kumar Singh, APP.

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

8 07-12-2021 Supplementary affidavit has been filed on behalf of
the petitioner for correction in the bail petition.

Heard learned counsel for petitioner no. 1, namely,
Rakesh Kumar and learned Additional Public Prosecutor for the
State.

Let the defects, as pointed out by the office, be
removed within four weeks of start of normal functioning of the
physical court.

Petitioner seeks bail in connection with Akbarpur P.S.
Case No. 720 of 2020 registered for the offences punishable
under Sections 392/34 of the IPC.

According to prosecution case, the informant along



with two persons were going to Kolkata on 03.12.2020. On the way, three persons came on motorcycle and on the point of pistol snatched bag containing Rs. 26,300/- and fled away.

Learned counsel for the petitioner no. 1 submits that petitioner is innocent and has committed no offence and he has falsely been implicated in the present case. In fact, on the date of alleged occurrence a car hit the motorcycle of the petitioner and altercation took place between the parties resulting filing of present FIR. Learned counsel further submits that petitioner is not named in the FIR. Petitioner is in custody since 06.12.2020.

The learned Additional Public Prosecutor opposed the prayer of bail submitting that petitioner carries six criminal antecedent.

Considering the aforesaid facts and circumstances as well as period of custody, 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 the learned Chief Judicial Magistrate, Nawada in connection with Akbarpur P.S. Case No. 720 of 2020, subject to 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 absence on two consecutive dates without sufficient reason, his 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.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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