

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24885 of 2021**

Arising Out of PS. Case No.-404 Year-2020 Thana- NAUBATPUR District- Patna

Rahul Kumar Son Of Late Ramdhari Nat R/O Village- Lai, P.S.- Bihta,
District- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Prasad Singh

For the Opposite Party/s : Mr.Narsingh Tanti, APP

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

2 27-07-2021 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 Naubatpur P.S. Case No.
404 of 2020, registered for the offence punishable under Section
392 of the Indian Penal Code.

As per the prosecution case, on 05.08.2020 at 9.45
pm, while driver of the informant was returning on tractor after
selling the sand, on the way, three bike borne miscreants
intercepted him and thrashed his driver and took away his
tractor.

It is submitted on behalf of the petitioner that
petitioner is not named in the FIR. Name of this petitioner has



come in this case on the basis of confessional statement of co-accused. No looted article has been recovered from possession of this petitioner. Petitioner has not been put on test identification parade till date. Petitioner is in custody since 08.09.2020. Investigation is complete.

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 VI, Danapur, Patna in connection with Naubatpur P.S. Case No. 404 of 2020, 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)

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