

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26079 of 2021**

Arising Out of PS. Case No.-316 Year-2020 Thana- BENIPATTI District- Madhubani

Bhagwanji Kamat @ Bhagwan Kamat Son Of Raj Kumar Kamat R/O
Village- Ladaut, P.S.- Benipatti, Dist.- Madhubani

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Prakash

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

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

2 27-07-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the
offence punishable under Sections 379/411/34 of the IPC.

As per the prosecution case, informant's motorcycle
was stolen by some unknown miscreants.

Learned counsel appearing for the petitioner submits
no incriminating material has been recovered from the
conscious possession of the petitioner rather the same has been
recovered from the possession of co-accused Sumit Kr. Das and
Avinash Kumar. Petitioner claims clean antecedent. Petitioner
is in custody since 28.11.2020. Investigation is complete.

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

Considering the rival submissions of the parties,



materials available on the record, 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 Additional Chief Judicial Magistrate I, Benipatti, Madhubani in Benipatti Police Station Case No. 316 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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