

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25686 of 2021**

Arising Out of PS. Case No.-25 Year-2020 Thana- GOPALPUR District- Bhagalpur

PURUSHOTTAM KUMAR @ CHHOTU YADAV @ PURUSHOTTAM
YADAV SON OF RAMRATI YADAV R/O VILLAGE - LATRA P.S-
RANGRA, (GOPALPUR) DISTRICT- BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjan Kumar Jha

For the Opposite Party/s : Mr.APP.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

3 22-12-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Gopalpur P.S.
Case no. 25 of 2020 registered for the offence punishable under
sections 384, 386, 387, 504 and 506/34 of the Indian Penal
Code.

Learned counsel for the petitioner submits that
petitioner is in custody since 4.6.2020 and charge sheet has been
submitted. Learned counsel further submits that the informant
in the FIR alleges that he received secret information that the
petitioner a veteran criminal along with named associates are
demanding extortion money from contractors who undertook
government work and threatened the employees and in his



misdeeds is being helped by one Sohail Akhtar and accordingly, Sohail Akhtar was apprehended and from his possession mobile with voice recording was recovered in which it came to light that Sohail Akhtar had mediated the task of the petitioner with officials of 'Phed'. Learned counsel submits that except for his antecedent as far as the allegation in the present FIR is concerned, it is based on confessional statement of Sohail Akhtar that he made this petitioner talked with the officials when the petitioner was in custody. Learned counsel submits that admittedly, during the course of investigation nothing transpires that any extortion amount was given on account of alleged threat as alleged in the FIR.

Learned APP opposes the prayer for bail.

Considering the facts that petitioner is in jail custody since 4.6.2020 and charge sheet has been submitted, the petitioner is directed to be released on bail on furnishing bail bonds of Rs 25,000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate III, Naugachia District Bhagalpur in Gopalpur P.S. Case no. 25 of 2020 with condition that petitioner will have to mark his attendance before the concerned police station in between 20th to 25th of every month commencing after



petitioner is released in Gopalpur P.S. Case no. 120 of 2020 till the charges are not framed, in the event concerned police station reports to the learned court below that petitioner has violated the condition imposed as aforesaid in any of the month before framing of the charge, the learned court below will forthwith cancel his bail bond. Further, the petitioner will have to produce copy of the order passed in Gopalpur P.S. Case no. 120 of 2020 before the learned court below and the concerned police station in which he will be marking his attendance in the present case.

(Satyavrat Verma, J)

s.hassan/-

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