

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28809 of 2021

Arising Out of PS. Case No.-636 Year-2020 Thana- BARACHATTI District- Gaya

=====

Akash Kumar S/O Ranjit Choudhary R/o Mohalla- B.N. Jha Road, Dukharni
Mandir, P.S.- Kotwali, Distirct- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Rakesh Mohan Singh

For the Opposite Party/s : Mr.Md.Matloob Rab

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2. 10-08-2021 Heard learned counsel for the parties through video conferencing.

The petitioner seeks bail in Barachatti P.S. Case No. 636 of 2020, registered for the offence under Section 392 of the Indian Penal Code.

As per the prosecution case, three unknown miscreants riding on a motorcycle assaulted the informant with knife and took away the motorcycle of the informant and fled away. Name of the petitioner has come during course of investigation and it is alleged that this petitioner was apprehended by the police alongwith motorcycle of the informant.

It is submitted on behalf of petitioner that nothing has been recovered from the possession of the petitioner. In fact, the bike was parked on road, of which, petitioner has got no concern and police officials have falsely implicated this



petitioner and petitioner is in custody since 28.11.2020.
Chargesheet has been submitted.

Learned A.P.P. for the State has opposed the bail
petition.

Considering the aforesaid facts and circumstances, the
bail petition of petitioner is allowed. Let the above named
petitioner 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 learned Additional Chief Judicial
Magistrate, Sherghati (Gaya) in connection with Barachatti P.S.
Case No. 636 of 2020, on the following conditions:

“(1) Petitioner shall cooperate in the trial
and shall be properly represented on each and
every date fixed by the court below and shall
remain physically present, as directed by the
court below, 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.”

(Prabhat Kumar Singh, J.)

anay

U		T	
---	--	---	--

