

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31685 of 2021

Arising Out of PS. Case No.-262 Year-2020 Thana- KARJA District- Muzaffarpur

Arbind Sahni Aged About 31 Years Son Of Shivji Sahni Resident Of Village -
Sahtha, P.S.- Bhagwanpur, Distt.- Vaishali.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance

For the Petitioner : Mr.Dharmesh Kumar, Advocate

For the Opposite Party : Mr. AL Pandit, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-08-2021 Heard learned counsel for the petitioner and the State.

The petitioner prays for grant of regular bail in a case registered for the offence punishable under sections 414/34 of the Indian Penal Code.

As per the prosecution case, on the disclosure made by this petitioner looted articles have been recovered from the house of the co-accused Dhiraj Kumar.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. No incriminating material has been recovered from the conscious possession of the petitioner rather the same has been made from the house of co-accused Dhiraj Kumar. Charge sheet has already been submitted and petitioner is in custody since 13.11.2020.



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

Considering the facts and circumstances of the case, let the petitioner, mentioned above, 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 Additional Chief Judicial Magistrate V, Muzaffarpur West in Karja Police Station Case No. 262 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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