

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31740 of 2021**

Arising Out of PS. Case No.-35 Year-2021 Thana- BARBIGHA District- Sheikhpura

Sonu Kumar Son of Surendra Sao R/O Village- Navi Nagar, P.S. and District-
Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Arvind Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3. 06-09-2021 Heard learned counsel for the parties through video conferencing.

The petitioner seeks bail in Barbigha P.S. Case No. 35 of 2021, registered for the offence under Sections 379, 419, 420, 34 of the Indian Penal Code.

As per the prosecution case, this petitioner was arrested on spot while fraudulently withdrawing Rs. Twenty Lacs from the account of informant to his own account.

It is submitted on behalf of petitioner that petitioner has been falsely implicated in this case and there is no recovery of any withdrawal form, duly filled-up by this petitioner and he was firstly caught by the bank employees and thereafter, handed over to the police. In fact, petitioner runs a business of



vegetables shop on cart and he got a message of credit of Rs. 20 lacs in his account and thereafter, to verify the same, he had gone to the bank with his pass-book, PAN Card, Aadhar Card and mobile phone, but the bank employees merely on suspicion apprehended him and handed over to the police. Petitioner has got clean antecedent and he is in custody since 11.02.2021. Investigation is complete.

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 Chief Judicial Magistrate, Sheikhpura in connection with Barbigha P.S. Case No. 35 of 2021, 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.)

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