

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34450 of 2021

Arising Out of PS. Case No.-1030 Year-2019 Thana- ARARIA District- Araria

MANZAR ALAM @ MANJAR ALAM @ MANOHAR ALAM @
BECHAN S/O- Md. Anwarul Resident of Village - Ghat Tola, Domariya,
Ward No. 12, P.S. and District - Araria.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha, Advocate

For the Opposite Party/s : Ms.Renuka Ratnakar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 03-12-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Let the defects, as pointed out by the office, be
removed within four weeks of start of normal functioning of the
physical court.

Petitioner seeks bail in connection with Araria P.S.
Case No. 1030 of 2019 (G.R. No. 4190 of 2019) registered for
the offences punishable under Sections 379, 411 of the I.P.C.

The prosecution story in short is that the informant
gave fardbeyan before the police alleging therein that on
20.11.2019 his motorcycle bearing Registration No. BR-39M
1511 has stolen away by unknown thief.

Learned counsel for the petitioner submits that



petitioner is innocent and has committed no offence and he has falsely been implicated in the present case. Petitioner is not named in the FIR. No incriminating article has been recovered from conscious possession of the petitioner. Learned counsel for the petitioner submits that petitioner is in custody since 17.01.2020. Petitioner carries two criminal antecedent.

The learned Additional Public Prosecutor opposed the prayer of bail.

Considering the aforesaid facts and circumstances as well as period of custody, 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 learned Additional Chief Judicial Magistrate-III, Araria in connection with Araria P.S. Case No. 1030 of 2019 (G.R. No. 4190 of 2019), subject to 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 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.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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