

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37117 of 2021

Arising Out of PS. Case No.-467 Year-2020 Thana- KHAIRA District- Jamui

PRAMOD YADAV Son of Sukhdeo Yadav Resident of Village- Darima, P.S.-
Khaira, District- Jamui.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Umesh Prasad, Advocate

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 08-12-2021 Supplementary affidavit has been filed on behalf of
the petitioner.

Heard learned counsel for the petitioner, learned
counsel for the informant 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 Khaira P.S.
Case No. 467 of 2020 registered for the offences punishable
under Sections 147, 148, 149, 323, 376, 511, 379, 302, 120B of
the IPC and 27 of the Arms Act.

Allegation against the petitioner is that he outraged the
modesty of the informant's daughter.



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. Learned counsel further submits that it appears from the FIR itself that only allegation against the petitioner is that he outraged the modesty of the informant's daughter. Petitioner is in custody since 31.03.2021.

Learned counsel for the informant as well as learned Additional Public Prosecutor vehemently opposed the prayer of bail submitting that petitioner carries eight criminal antecedent.

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 Chief Judicial Magistrate, Jamui in connection with Khaira P.S. Case No. 467 of 2020, 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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