

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37975 of 2020

Arising Out of PS. Case No.-122 Year-2018 Thana- KHAIRA District- Jamui

Gorelal Tanti Son Of Late Bhuna Tanti Resident Of Village- Postahiya, P.S.-
Laxmipur, District- Jamui

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Prasad

For the Opposite Party/s : Mr.Murlidhar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 05-08-2021 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard both parties.

The petitioner seeks bail in Khaira P.S. Case No. 122

of 2018, registered for the offence punishable under Sections

364(A) of the Indian Penal Code.

As per the prosecution case, informant's father is

Branch Manager. On 26.03.2018 at 8.00 am informant's father

went to the Bank and at about 4.45 pm he left the Bank for his

house, but he became traceless and his mobile was switched off.

Later on, some unknown person demanded ransom from the

informant through mobile of informant's father.

It is submitted on behalf of the petitioner that

petitioner is not named in the FIR. No statement under Section



164 Cr.P.C of the victim has been recorded and petitioner has not been put on test identification parade till date. There is no eye witness of the occurrence and during course of investigation, none of witnesses have claimed to have seen the petitioner with the father of informant. In para 3 of the supplementary affidavit, it is stated that petitioner is accused in 21 cases, out of which petitioner is acquitted in five cases and he is on bail in rest cases, except the present case. Petitioner has been remanded in this case on 13.12.2018 and on his own confession his name has been surfaced in this case. Similarly situated co-accused have been granted bail by this court vide order dated 25.07.2019 passed in Cr. Misc. No. 45753 of 2019, dated 13.08.2019 passed in Cr. Misc. No. 36749 vide Annexure-2 series.

Considering the facts and circumstances of the case, the petitioner above-named, is directed to 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 learned Chief Judicial Magistrate, Jamui in connection with Khaira P.S. Case No. 122 of 2018, subject to following conditions:-

(i) The 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 in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

vinita/-

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

