

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1884 of 2021**

Arising Out of PS. Case No.-164 Year-2019 Thana- PUNAURA District- Sitamarhi

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MOHAN KUMAR son of Ram Ekabal Mahato Resident of Village- Berbas,
P.S- Dumra, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Uday Kumar

For the Opposite Party/s : Mr.A.G

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 24-03-2021 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Punaura P.S. Case No. 164
of 2019, registered for the offence punishable under Section 392
of the Indian Penal Code and section 27 of the Arms Act.

Earlier the bail application of petitioner was rejected
vide order dated 02.06.2020. This is second attempt. Vide order
dated 10.02.2021, report was called for regarding the stage of
trial and same has been received (kept at flag 'R'), which
reveals that case is fixed for appearance of three accused
persons.

It is submitted that petitioner is in custody since
14.10.2019. In para 3 of the petition, it is stated that petitioner is
accused in two more cases and in both the cases he is on bail.



Considering the period of custody and stage of trial, 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, Sitamarhi in connection with Punaura P.S. Case No. 164 of 2019, 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)

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