

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3865 of 2021

Arising Out of PS. Case No.-2 Year-2020 Thana- CHANDAUTI District- Gaya

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LALAN PASWAN @ RAUSHAN PASWAN, S/O DEONATH PASWAN @
DEVNATH PASWAN, RESIDENT OF VILLAGE KHAIRADIH, P.S.
DAUDNAGAR, DISTRICT-AURANGABAD.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Krishna Pd. Singh, Sr. Adv.
: Mr.Bhaskar Shankar, Adv.
For the Opposite Party/s : Mr.Arvind Kr. Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 02-06-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 394 of the Indian Penal
Code.

Allegation against the petitioner alongwith other
accused persons is of snatching the money bag of the informant
on the gun point.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. He further submits that the FIR has been lodged against
three unknown persons, the petitioner is not named in the FIR.
On the basis of confessional statement of co-accused, the



petitioner has been made accused in this case. There is no T.I. Parade inspite of his being in jail custody. There is no incriminating articles has been recovered from the conscious possession of the petitioner. The petitioner is languishing in judicial custody since 08.06.2020. The petitioner has got 07 criminal antecedents which is mentioned in para 3 of the bail petition.

Learned APP for the State opposes the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each in connection with Chandauti P.S. Case No. 02/2020 to the satisfaction of learned Court below where the case is pending; subject to the following conditions:

(1) that one of the bailors will be a close relative of the petitioner, who will given an affidavit giving genealogy as to how he is related with the petitioner. He will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) that the bailor shall also state on affidavit that he



will inform the Court concerned if the petitioner is implicated in any other case of similar nature after his release in the present case and thereafter the Court below will be at liberty to initiate proceeding for cancellation of bail on the ground of misuse.

(3) that the petitioner will be represented on each and every date fixed in the case and if he fails to do so on two consecutive dates without sufficient reasons, his bail bond will be liable to be cancelled by the learned court concerned.

(Anjani Kumar Sharan, J)

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