

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4219 of 2021

Arising Out of PS. Case No.-34 Year-2014 Thana- BENIPATTI District- Madhubani

ANAND PATHAK Son of Late Harishankar Pathak Resident of Village -
Baghla, P.S. - Bishanpur, District – Darbhanga. Petitioner/s
Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Udbhav,Adv

For the Opposite Party/s : Mr.Shyam Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 19-02-2021 Let the defects be removed within four weeks.

Heard the parties.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 395,397 of the Indian Penal
Code.

The petitioner was allowed bail by this Court on
28.09.2016 during investigation of the case. The impugned
order reveals that trial was committed to the court of sessions on
31.05.2018 and thereafter warrant of arrest was issued against
the petitioner.

Submission is that there was no service of summons
etc against the petitioner and the petitioner had no knowledge
till the date of his surrender on 05.02.2020.

Since there is no material that the petitioner
deliberately avoided his appearance before the court, let the
petitioner, above named, be released on



bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with S.T.No.233 of 2018 arising out of Bennipati Police Station Case No.34 of 2014 with following conditions:

(a) Both the bailors shall be resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

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