

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8245 of 2021

Arising Out of PS. Case No.-443 Year-2020 Thana- CHAPRA MUFFASIL District- Saran

Pawan Kumar Chaudhary @ Pawan Chaudhary, aged about 28 years, Gender – Male, Son of Late Satya Narayan Chaudhary @ Satya Nayan Chaudhary Resident of Village - Makhdumganj, P.S.- Chapra Mufassil, District - Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2. 26-05-2021 Heard learned counsel for the parties through video conferencing.

The petitioner seeks bail in Chapra Mufassil P.S. Case No. 443 of 2020, initially registered for the offence under Section 382 of the I.P.C., but later on, Sections 120(B), 411, 414 and 32 of the Indian Penal Code were added.

As per the prosecution case, while the informant with her husband was going on scooty, three miscreants riding on a motorcycle overtook them and snatched golden chain worth Rs. 50,000/- (fifty thousand) from the neck of informant and fled away.

Petitioner is not named in the F.I.R. His name has surfaced during course of investigation on the confessional statement of co-accused Luv Kumar Singh. No looted article has



been recovered from the possession of the petitioner and till date, petitioner has not been put on Test Identification Parade. Petitioner is in custody since 20.10.2020.

Considering the fact that no recovery has been made from the possession of the petitioner and till date, petitioner has not been put on T.I.P., the bail application of petitioner is allowed. Let the above named petitioner 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 learned A.C.J.M.-IX, Saran at Chapra in connection with Chapra Mufassil P.S. Case No. 443 of 2020, on the following conditions:

“(1) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court below and shall remain physically present, as directed by the court below, 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.”

(Prabhat Kumar Singh, J.)

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