

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5956 of 2022

Arising Out of PS. Case No.-366 Year-2019 Thana- TEGHRHA District- Begusarai

Chandan Paswan, Son of Sahendra Paswan, Resident of Ward no.01, Narhan,
State, P.S.- Bibhutipur, Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pritish Kumar Lal, Advocate

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

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 23-02-2022 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Sessions
Trial No.175 of 2021 (Reg. No.175 of 2021) arising out of
Teghra P.S. Case No.366 of 2019 initially registered for the
offence punishable under Sections 392 of the Indian Penal
Code, however, charge-sheet has been submitted under Sections
395, 397 and 411 of the Indian Penal Code.

While rejecting the petitioner's prayer for bail on
05.01.2021 in Cr.Misc. No.30354 of 2020, this Court had
granted liberty to the petitioner to renew his prayer for bail after
framing of charges.

Prosecution case alleges that five persons have taken
away the pick-up van. Three persons, including the petitioner,



were arrested with the pick-up van.

Petitioner's counsel submits that on 16.07.2021 charge has been framed against the petitioner. It is also submitted that similarly situated co-accused, namely, Amarjit Kumar, Suman Kumar, Sonu Kumar and Ram Sakal Mahto have already been allowed bail in Cr.Misc. No.9663 of 2021, Cr.Misc. No.4067 of 2021, Cr.Misc. No.1272 of 2021 and Cr.Misc. No.7518 of 2021, respectively.

Learned APP for the State has opposed the prayer for bail.

Considering the rival submissions based on parity with other similarly situated co-accused, and also the fact that charges have been framed against the petitioners; as also the facts and circumstances of the case, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed.

Accordingly, let the petitioner, above named, 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 the learned Additional District & Sessions Judge-IV, Begusarai, in connection with Sessions Trial No.175 of 2021



(Reg. No.175 of 2021) arising out of Teghra P.S. Case No.366
of 2019, subject to the following conditions:

(i) That one of the bailors will be
a close relative of the petitioner who will
give an affidavit giving genealogy as to how
he is related with the petitioner. The bailor
will also undertake to inform the court if
there is any change in the address of the
petitioner.

(ii) That the petitioner will be
well represented on each date and if he fails
to do so on two consecutive dates, his bail
bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel
would honour his undertaking in the instant proceedings
regarding supply of the requisite court fee etc. within two weeks
from the date he is called upon to do so by the office.

(Madhuresh Prasad, J)

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