

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8322 of 2022

Arising Out of PS. Case No.-261 Year-2021 Thana- RAJNAGAR District- Madhubani

Rahul Kumar Singh Son Of Yadunandan Singh R/O Village- Kasma Marar,
Ward No.8, P.S.- Khajauli, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Gajendra Yadav, Adv
	:	Mr.Ravi Prakash, ADv
	:	Mr. Vinod Kumar, Adv
	:	Mr.Udeshya Kumar Yadav, Adv
For the Opposite Party/s :	:	Mr.A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 13-06-2022 Let the defects, as pointed out by the office, be removed within four weeks of starting of Court proceeding in physical mode in normal course.

Heard learned counsel for the petitioner and learned APP for the State.

Petitioner seeks bail in a case registered for the offence punishable under Sections 392, 395,397 of the IPC.

The prosecution case, in short, is that on 05.09.2021 the mobile and motorcycle of the informant has been snatched by four unknown persons when he alongwith his friend returned to his house.

Learned counsel appearing for the petitioner submits



that the petitioner is not named in the FIR. The name of the petitioner has been transpired during investigation on the basis of self-confessional statement of the petitioner. He further submits that the petitioner is apprehended and one mobile phone has been recovered from possession of the petitioner. Learned counsel for the petitioner submits that the seized mobile is not stolen mobile and the said mobile belonged to the petitioner and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 24.09.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries four more cases other than the present one.

Considering the facts and circumstances of the case, 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 learned Court below where the case is pending in connection with Rajnagar P.S. Case No.261 of 2021, with the following conditions:-

(1) 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 on his/her absence on two consecutive dates without sufficient



reason, his/her 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.

And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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