

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16945 of 2022

Arising Out of PS. Case No.-7 Year-2022 Thana- RISIYAP District- Aurangabad

Monu Kumar Son Of Anil Singh @ Anil Kumar Singh R/O Village-
Bharthauli, P.S.- Aurangabad Mufassil, District- Aurangabad (BIHAR)

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : None.

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

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 04-08-2022

No one appears for the petitioner.

Let the defect(s), if any, as pointed out by the
office, be removed within four weeks.

The case has been registered under Section 393 of
the Indian Penal Code in connection with Risiup P.S. Case No.
7/2022.

The allegation in the F.I.R. is that the informant
gave written statement that when he was returning home, two
persons on a motorcycle overtook him and tried to snatch his
bag and the motorcycle. When some colleagues of his saw the
incident they stopped. By that time, the miscreants tried to
escape from the place of occurrence but with the help of his
colleagues one of them was apprehended. He was Rahul Kumar
Singh and he named this petitioner as the accompish who



escaped from the place of occurrence.

In this case, case diary was called for on 18.07.2022. From perusal of the case diary it seems that petitioner was not apprehended from the place of occurrence. His name cropped up in the confessional statement of co-accused Rahul Kumar Singh and he is in custody since 13.01.2022 (as stated in para-15 of the bail application).

Taking into account the aforesaid facts as also the fact that charge-sheet stands submitted and the petitioner is in custody since 13.01.2022, this Court is inclined to grant him the privilege of bail subject to certain conditions in view of the fact that he has criminal antecedent.

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Principle Judge, Special Judge M.P./ M.L.A., Aurangabad (Bihar) in Risiup P.S. Case No. 07/2022 subject to the following conditions:

(i) one of the bailors should be the family members of the petitioner, who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive



dates without plausible reasons will entail his cancellation of bail by the Trial Court itself;

(iii) he shall appear before the concerned police station every fortnight for next six months to mark his presence;

(iv) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

With the aforesaid observations, the bail application is allowed.

(Rajiv Roy, J)

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