

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20132 of 2022

Arising Out of PS. Case No.-380 Year-2020 Thana- BARAUNI District- Begusarai

CHANDAN KUMAR Son of Ram Ishwar Singh Resident of village -
Matihani, P.S.- Matihani, Dist.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sabal Kumar Jha, Advocate

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh, App

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 12-07-2022

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the
offence punishable under Section 392 of the Indian Penal Code.

As per the prosecution case, three miscreants on the
strength of arms are stated to have taken away the informant's
motorcycle and other belongings, as mentioned in the F.I.R.

It has been submitted on behalf of the petitioner that
he is innocent and has falsely been implicated in this case. FIR
is against unknown and name of the petitioner has surfaced in
this case on the confessional statement made by the co-accused
and except said confessional statement, there is no any other
incriminating material against the petitioner. Similarly placed
co-accused Mantun Kumar has already been granted bail by a
co-ordinate Bench of this Court, as contained in Annexure 2.

Petitioner is in custody since 4.10.2021.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Barauni P.S. Case No. 380/2020 with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) 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 his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

Sanjay/-

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