

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26484 of 2022**

Arising Out of PS. Case No.-41 Year-2021 Thana- CHANDAUTI District- Gaya

ANUJ PASWAN S/o Shankar Paswan R/o village- Kritnawada, P.S.-  
Chandauti, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Vinod Kumar, Advocate

For the Opposite Party/s : Mr. Aditya Narayan Singh.1, A.P.P

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA**  
**ORAL ORDER**

2      18-08-2022                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

Let the defect (s), as pointed out by the office, be  
removed within a period of four weeks from today.

The petitioner seeks bail in connection with a case  
registered for the offences punishable under Sections 457 and  
380 of the Indian Penal Code.

Allegation is of looting of 8-10 kg gold and 50,000/-  
cash from a jewelry shop by unknown persons.

Learned counsel for the petitioner submits that the  
petitioner is innocent and has been falsely implicated in this  
case. He further submits that the name of the petitioner  
transpired in this case on the basis of self-confessional statement  
of the petitioner. Nothing has been recovered from the



possession of the petitioner. Till date, no Test Identification Parade (T.I.P) has been made. It is also submitted that the petitioner has been made accused in this case merely on the basis of his previous criminal antecedent. It is further submitted that the petitioner is in custody since 18.06.2021, charge-sheet has been submitted and has antecedent of six cases.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the facts and circumstances of this case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) only with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-IV, Gaya in connection with Chandauti P.S. Case No. 41 of 2021, subject to 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 on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) One of the bailors will be his own blood relation, preferably father, mother, brother, sister and or his wife.

(3) The bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in



any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse.

(4) 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

**(Khatim Reza, J)**

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