

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33507 of 2022

Arising Out of PS. Case No.-448 Year-2021 Thana- JOGAPATTI District- West Champaran

Manoj Kumar Dubey Son Of Bharat Dubey R/O Village- Nepura Ward No.-4,
P.S.- Darauli, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 04-11-2022 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual mode.

The petitioner seeks regular bail in connection with
Yogapatti (Shanichary) P.S. Case No. 448 of 2021 lodged under
Section 379 of the I.P.C.

As per the prosecution case, the F.I.R. has been
lodged about theft of a Bolero vehicle against unknown accused
persons.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He further
submits that nothing incriminating was recovered from his
possession. He also submits that he was not put on T.I.P. He

further submits that his name has figured in this case only and only due to the reason that he has 6 criminal antecedents. He further submits that in the present case he has been remanded. About his criminal antecedents, he submits that he is on bail in all cases.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M. West Champaran, Bettiah in connection with Yogapatti (Shanichary) P.S. Case No. 448 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C. with other following conditions:

A. The petitioner shall support in trial and shall appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall be resulted into cancellation of his bail bond.

B. One of the bailors shall be close relative who shall file affidavit before the court about his relationship with the

petitioner.

C. The petitioner shall file an affidavit at the time of furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his present bail bond.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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