

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35794 of 2022

Arising Out of PS. Case No.-36 Year-2022 Thana- KUMAR KHAND District- Madhepura

Prashant Kumar S/O Bhupendra Yadav Resident of Village- Routa, Ward No. 15, P.S.- Kumarkhand, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pawan Kumar, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 19-09-2022 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.

The petitioner seeks regular bail in connection with
Kumarkhand P.S. Case No. 36 of 2022 lodged under Section
395 of the I.P.C.

As per the prosecution case, the allegation of dacoity
is against unknown persons in the Bihar Gramin Bank.

Learned counsel for the petitioner submits that his
name has figured in this case by the confessional statement of
the co-accused. He further submits that nothing incriminating
has been recovered from his possession. He further submits that
he was not put on T.I.P. Learned counsel further submits that

petitioner is in custody since 07.04.2022 and at the time of filing, his antecedent is clean but during pendency of the case, the name of the petitioner has remanded in one more case. On instance of police on which he has filed supplementary affidavit today itself. Learned counsel further submits that he is ready to fulfill all the conditions whatsoever shall be imposed upon him by the Court. He further submits that he is basically running a betel shop in a nearby locality.

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 A.C.J.M.-II, Madhepura in connection with Kumarkhand P.S. Case No. 36 of 2022, 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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