

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37623 of 2022

Arising Out of PS. Case No.-143 Year-2019 Thana- LAKHNAUR District- Madhubani

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DIPESH KAMAT Son of Lakshmi Kamat, Resident of Village - Karnpur,
P.S.- Rudrapur, District - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suresh Mishra, Advocate

Mr. Nityanand Jha, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 23-09-2022 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
Lakhnaur P.S. Case No. 143 of 2019 lodged under Section 379
of the Indian Penal Code.

As per prosecution, the *Tempo* of the informant is
subject to theft and present case has been filed under section
379 of I.P.C. against unknown person.

Learned counsel for the petitioner submits that the
name of the petitioner has figured in this case by virtue of
confessional statement of the co-accused. He further submits

that nothing incriminating has recovered from the possession of the petitioner and he was not put on T.I.P. Learned counsel further submits that petitioner has clean antecedent and he is in custody since 03.07.2021. He further submits that charge sheet has already been filed in this case.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of the 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 Addl. Chief Judicial Magistrate-Ist, Jhanjharpur, Madhubani in connection with Lakhanaur P.S. Case No. 143 of 2019, 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 an 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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