

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40463 of 2022

Arising Out of PS. Case No.-631 Year-2021 Thana- SASARAM NAGAR District- Rohtas

Ponga @ Aayush Kumar @ Poga Son of Satyendra Prasad Gupta Resident of
village- Karwandiya, PS- Sasaram(M) District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mithilesh Kumar Singh, Adv.

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 30-09-2022 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
Sasaram (Town) P.S. Case No. 631 of 2021 lodged under
Sections 379, 341, 323, 506/34 of the I.P.C.

As per the prosecution case, the informant who is an
employee of a private company, was going in his Bolero vehicle
then 4 unknown persons overtook him and stopped his car and
claimed that the another driver of the company has dashed one
motorcycle. Those persons have also kept the I.D. of the said
Kamal Kant. Thereafter, 3 persons set in the car, upon which
anyhow the informant fled away from the place and along with

other officials, he visited to police station and lodged the case against them. Learned counsel for the petitioner submits that petitioner has been remanded at the instance of police. He submits that F.I.R. has been lodged against 4 unknown persons.

Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence. He further submits that petitioner is in custody since 13.12.2021 having 3 criminal antecedents and he is on bail in two cases and in the third case, he has not been remanded till date. Learned counsel further submits that petitioner is ready to fulfill all the conditions whatsoever shall be imposed upon him.

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., Rohtas at Sasaram in connection with Sasaram (Town) P.S. Case No. 631 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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