

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40408 of 2022

Arising Out of PS. Case No.-82 Year-2020 Thana- MANSI District- Khagaria

ANKAJ KUMAR SON OF GANGO CHAUDHARI R/O VILLAGE-
ROHIYAR, P.S.- MANSI, DISTRICT- KHAGARIA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Advocate

For the Opposite Party/s : Mr. Nawal Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 13-10-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

Let the defect(s), if any, as pointed out by the office
be removed within four weeks.

The petitioner is an accused in connection with
Mansi P.S. Case NO. 82 of 2020 under Section 395 of the Indian
Penal Code.

As per the prosecution story, the accused persons
intercepted the informant on the point of pistol and after
threatening him of dire consequences took his bag containing
Rs. 3,76,000/-, laptop, charge and some other documents.
Accordingly, the FIR was lodged.

Learned counsel for the petitioner submits that during
the course of investigation, his name has come. Despite the fact



that he is in custody since 26.05.2022, neither any T.I. Parade has been done nor anything has been recovered from his conscious possession. It has further been submitted that some of the similarly place co-accused persons have since been released on bail vide order dated 22.01.2021 passed in Cr. Misc. No. 31057 of 2020 (Bikram Yadav & Prince Kumar) by a co-ordinate Bench of this Court.

Taking into account the fact that the petitioner is in custody since 26.05.2022, some similarly place co-accused persons have been enlarged on bail and charge sheet stands submitted, this Court is inclined to grant him privilege of bail.

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria in connection with Mansi P.S. Case NO. 82 of 2020, subject to the following conditions:-

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his/her *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her



bail bond by the Trial court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of his bail bonds;

(v) the petitioner shall desist from committing any criminal offence again failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

With the aforesaid observations, the bail application is allowed.

(Rajiv Roy, J)

Jagdish/Neha-

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