

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51880 of 2021

Arising Out of PS. Case No.-125 Year-2021 Thana- SIMRI District- Buxar

Chhotu Sharma @ Chotoo Sharma Son of Shyam Sunder Sharma Resident of
Village- Chhotka Singhanpura, Near Shiv Mandir, P.S.- Simari, District-
Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raju Prasad, Advocate

For the Opposite Party/s : Mr. Mohammad Sufyan, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 04-01-2022 Let the defects, as pointed out by the office, be

removed within four weeks of start of normal functioning of the

physical Court.

Heard learned counsel for the petitioner and the
learned A.P.P. for the State in virtual Court proceeding.

The petitioner seeks bail in connection with Simari
P.S. Case No. 125 of 2021 registered for the offences under
Sections 341/365/366/504/34 of the Indian Penal Code.

Allegation against the petitioner is of abduction of the
daughter of the informant.

Learned counsel for the petitioner submits that
petitioner has clean antecedent. He has falsely been implicated
in the present case. He further submits that it appears from the



FIR itself that date of occurrence as mentioned in the FIR is 23.04.2021 and the present FIR has been instituted on 27.04.2021 after delay of four days. He further submits that the victim girl in her statement under Section 164 Cr.P.C. (Annexure-2) has levelled no allegation against the petitioner. The petitioner is in custody since 27.04.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-IV, Buxar, in connection with Simari P.S. Case No. 125 of 2021 with the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be canceled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.



And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Mkr./-

U		T	
---	--	---	--

