

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41736 of 2022**

Arising Out of PS. Case No.-471 Year-2021 Thana- KORHA District- Katihar

Md Shahil Son of Sk. Manjur Alam @ Md. Manjur Resident of Village -
Pawai, P.s.- Korha, Distt.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Suresh Prasad Sah @ Baranwal, Adv.

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

**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER**

2 01-11-2022 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
Korha P.S. Case No. 471 of 2021 (S.Tr.No.62 of 2022), lodged
under Sections 413, 414, 120(B) of the Indian Penal Code.

As per prosecution case, the recovery of theft material
has been made from the house of petitioner.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He further
submits that as per seizure list, only recovery of one Apache
motorcycle has been made from the possession of petitioner. He
further submits that petitioner is in custody since 21.10.2021,

there are 3 criminal cases pending against the petitioner in which he is on bail.

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 Additional Sessions Judge, III, Katihar in connection with Korha P.S. Case No. 471 of 2021 (S.Tr.No.62 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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