

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51838 of 2021

Arising Out of PS. Case No.-70 Year-2021 Thana- DUMARIAGHAT District- East
Champaran

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NIRANJAN KUMAR SAHANI Son of Jawahir Sahani @ Jawaharlal Sahni
Resident of Village- Semuapur, P.S.- Dumariya Ghat, Distt- East Champaran
Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Zainul Abedin, Adv

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 31-03-2022 Let the defects, as pointed out by the office, be

removed within four weeks of starting of Court proceeding in

physical mode in normal course.

Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Section 392 of the Indian Penal
Code.

The prosecution case, in short, is that the informant
reached at the corner of Husaini Bazar he was chased by three
unknown persons and this petitioner who were on two
motorcycles. One of them came at me and has snatched Rs.
1,50,000/- forcefully.



Learned counsel appearing for the petitioner submits that the petitioner has clean antecedent. He has falsely been implicated in the present case. He further submits that nothing has been recovered from the conscious possession of the petitioner. He further submits that in fact the informant who is notorious person and he lodged the false and fabricated case with bad intention to grab the money of the C.S.P. Bank and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 17.05.2021.

Learned A.P.P. for the State has vehemently 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 court below where the case is pending in connection with Dumariya Ghat P.S.Case No.70 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 cancelled 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)

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