

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.52472 of 2021**

Arising Out of PS. Case No.-248 Year-2017 Thana- WAJIRGANJ District- Gaya

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JEETENDRA YADAV S/o Jagdish Yadav R/o Village- Kaji Bigha, P.S.-  
Wazirganj, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ajay Kumar Sinha

For the Opposite Party/s : Mr.Prem Kumar Jha

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**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

2      06-01-2022                      Heard learned counsel for the petitioner and learned  
  
Additional Public Prosecutor for the State in virtual court  
  
proceeding.

Let the defects, as pointed out by the office, be  
  
removed within four weeks of start of normal functioning of the  
  
physical court.

Petitioner seeks bail in connection with Wazirganj P.S.  
  
Case No. 248 of 2017 registered for the offences punishable  
  
under Section 392 of the IPC.

The FIR of the occurrence of loot is against unknown.

Learned counsel for the petitioner submits that  
  
petitioner has clean antecedent and has committed no offence  
  
and he has falsely been implicated in the present case. Petitioner  
  
is not named in the FIR. Name of the petitioner has been



surfaced on the basis of confessional statement of co-accused Rama Rajbansi. He further submits that nothing incriminating article has been recovered from possession of the petitioner. Till today no TIP has been done by the police. It is further submitted that co-accused Santosh Chaudhary has been granted bail by a co-ordinate Bench of this court vide order dated 20.06.2018 passed in Cr. Misc. No. 28275 of 2018. Similarly, co-accused Rama Rajbansi @ Ramanand Rajbansi has been granted bail by a co-ordinate Bench of this court vide order dated 20.04.2018 passed in Cr. Misc. No. 12579 of 2018. Petitioner is in custody since 12.04.2021.

The learned Additional Public Prosecutor opposed the prayer of bail.

Considering the aforesaid facts and circumstances as well as period of custody, 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 the learned Additional Chief Judicial Magistrate-1st, Gaya in connection with Wazirganj P.S. Case No. 248 of 2017, subject to 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 absence on two consecutive dates without sufficient reason, his 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.

3. 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)**

shahzad/-

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