

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53691 of 2021

Arising Out of PS. Case No.-100 Year-2021 Thana- SISWAN District- Siwan

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AJAY PANDEY @ AJAY KUMAR PANDEY Son of Shri Narad Munni
Pandey @ Balbal Pandey Resident of Village- Ekma Bazar, P.S.- Ekma,
District- Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary, Adv.

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 11-04-2022 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

A supplementary affidavit, carrying out necessary
correction in the main application, has been filed on behalf
of the petitioner, which forms part of this application.

The petitioner seeks bail in a case registered for
the offence under Sections 379 and 411 of the Indian Penal
Code.

The petitioner along another are said to have tried
to steal his Bolero vehicle but the petitioner has been
apprehended.

Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has falsely been



implicated in this case on the basis of suspicion. He further submits that nothing has been recovered from the conscious possession of the petitioner rather the informant has himself produced Bolero vehicle, key and mobile before the police and on the basis of which seizure list has been prepared. He further submits that the police after investigation has submitted charge-sheet in this case against the petitioner. The petitioner is rotting in judicial custody since 17.04.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries four more cases other than the present one.

Considering the facts and circumstances of the case, let the, above named, petitioner 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 Siswan (Chainpur O.P.) P.S. Case No. 100 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)

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