

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59075 of 2021**

Arising Out of PS. Case No.-77 Year-2021 Thana- GORIAKOTHI District-
Siwan

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Simant Singh @ Chhotu Singh Son of Late Rajendra Singh Resident of
Village- Chhitauli Kala, P.S.- Goreakothi, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramchandra Sahni, Advocate

For the State : Mr. Mukesh Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 12-04-2022 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 learned

APP for the State.

Petitioner seeks bail in a case registered for the

offences punishable under Sections 413/414 of the Indian Penal

Code.

As per allegation in the F.I.R. it has been alleged by the

informant that he was in patrolling duty alongwith other

constables reached near Baba Sthan saw two persons coming on

motorcycle from the side of Chhitauli. After seeing the police

party, they tried to flee away but were arrested by the police.

Learned counsel for the petitioner submits that the



petitioner has been falsely implicated in the present case on the basis of suspicion. He further submits that one Hero Stunner motorcycle was recovered from the joint possession of the petitioner and co-accused namely Ankit Singh. He further submits that the co-accused Ankit Singh has been granted bail by the court below itself and the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 30.04.2021.

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

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/- (Rupees 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 Goreakothi P.S. Case No. 77 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 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



witness, 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)

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