

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67742 of 2021**

Arising Out of PS. Case No.-263 Year-2021 Thana- HARNAUT District- Nalanda

RANJIT KUMAR Son of Kaushal Kishore Prasad Resident of Village - Hilsa
Bus Stand, P.S. - Hilsa, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Narendra Kumar Singh, Adv
For the Opposite Party/s : Mr.Shailendra Kumar, APP

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

2 26-04-2022 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 364,395 and 412 of the IPC.

The prosecution case, in short, is that on 26.06.2021 the informant and two other persons were going from Patna to Asanshol through Pick up Van with four buffalo. They were reached near Gonawan one Bolero taken over his Van and stopped Van on the road. Five persons came near Van and on the Gun point we were shifted in Bolero but in the meantime informant fled away from there but four persons with Vikash



Kuamr and Shailesh Rai through Bolero went towards Siksohara and one person drive pick up Van with buffalo went towards Harnaut Chandi. Informant further alleged that there are ten thousand rupees and four mobile in pickup Van. After some time, police came there then informant reached near police Van and disclosed related incident before the police.

Learned counsel for the petitioner submits that the petitioner has clean antecedent. He has falsely been implicated in the present case. In fact the petitioner is not named in the FIR. The name of the petitioner has been transpired only on the basis of the confessional statement of co-accused, namely, Ran Vijay Mahto. He further submits that nothing has been recovered from conscious possession of the petitioner and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 28.06.2021.

Learned A.P.P. for the State has 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 Harnaut P.S. Case



No.263 of 2021 (S.Tr. No.608 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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