

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9349 of 2023

Arising Out of PS. Case No.-523 Year-2022 Thana- GHORASAHAN District- East
Champaran

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BRIJNANDAN PASWAN Son of Parma Paswan Resident of Village- Sripur
Khas, P.S.- Ghorasahan, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhishek Kumar, Advocate
For the Opposite Party/s : Mr.Nawal Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 05-05-2023 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks bail, who is in custody since
09.11.2022 in connection with Ghorasahan P.S. Case No. 523
of 2022, F.I.R. dated 15.09.2022 registered for the offence
punishable under Section 392 of the IPC.

The FIR of the occurrence of loot is against
unknown.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in the present case.
Petitioner is not named in the FIR. The name of the petitioner
has been transpired during investigation on the basis of the
confessional statement of the petitioner which was recorded in



Ghorasahan P.S.Case No.530 of 2022. Further submits that except the confessional statement of the petitioner, no other cogent material has come during investigation against the petitioner to suggest the involvement of the petitioner in the present occurrence and till date no TIP has been conducted by the prosecution and nothing has been recovered from possession of the petitioner and the petitioner is in custody since 09.11.2022.

Considering the aforesaid facts, 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 A.C.J.M.-III, Dhaka, East Champaran in connection with Ghorasahan P.S. Case No. 523 of 2022, 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.

(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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