

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36955 of 2023

Arising Out of PS. Case No.-393 Year-2021 Thana- BELHAR District- Banka

Ramanand Yadav @ Ramanand Kumar S/O Churaman Pd. Yadav R/O Vill.
Kadra Gora, PS. Katoria, Dist. Banka

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Praveen Kumar
For the Opposite Party/s :	Ms. Asha Kumari
	Mr. Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 28-06-2023 Heard Ld. counsel for the petitioner and Ld. APP
for the State.

The petitioner seeks bail in connection with S.T.
No. 291 of 2023 (arising out Belhar P.S. Case No. 393 of
2021), registered for the offences punishable under Section
392 of the Indian Penal Code but cognizance has been taken
under Sections 395 and 412 of the Indian Penal Code.

The prosecution case as emerging from the FIR is
that on 18.11.2021 at about 04:05 P.M. when the informant
was going to his home on his motorcycle after taking Rs.
2,46,000/- (Rupees Two lakhs 46 thousand Only) in a bag
from UCO Bank, the petitioner along with his associates



came there and looted his money on the point of pistol and they also assaulted him with the butt of the pistol.

Ld. counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. He further submits that nothing has been recovered from the conscious possession of the petitioner. He also submits that no TIP has been conducted till date.

He further submits that the petitioner has been languishing in jail since 10.11.2022.

It has also been stated in paragraph no. 3 of the bail petition that the petitioner has earlier been made accused in one other case.

It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one.

However, Ld. APP for the State vehemently opposes the prayer of the petitioner for bail.

Considering the aforesaid facts and circumstances, **this application is allowed**, directing the petitioner, above-named, to be enlarged on bail on his furnishing bail bonds in



the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Ld. concerned Trial Court in connection with S.T. No. 291 of 2023 (arising out Belhar P.S. Case No. 393 of 2021), on the following conditions:

(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.

(ii) The petitioner will undertake that investigation/trial will not hamper on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioner has criminal antecedents other than the disclosed one, Ld. court below shall cancel the bail bond of the petitioner after hearing him and getting satisfied that



the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, Ld. court below shall cancel the bail bond of the petitioner.

Ld. counsel for the petitioner is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

(Jitendra Kumar, J)

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