

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51829 of 2023

Arising Out of PS. Case No.-29 Year-2023 Thana- SHAHKUND District- Bhagalpur

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Suraj Kumar Singh S/O- Dhananjay Singh Village- Chhatakum Katoriya Ps-
Katoriya Dist- banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Advocate

For the Opposite Party/s : Mr. Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 22-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. Petitioner seeks bail, who is in custody since
03.06.2023, in connection with Shahkund (Sajour) P.S. Case No.
29 of 2023, F.I.R. dated 19.01.2023 registered for the offences
punishable under Sections 406, 420, 504, 506, 34 of the Indian
Penal Code.

3. Allegation against the petitioner is that he
received Rs. 50,000/- on his account from the account of one
Guddu Kumar Jha.

4. Learned counsel for the petitioner submits that
the petitioner has clean antecedent and he has been falsely
implicated in the present case. He further submits that the
allegation as alleged in the F.I.R. is false and fabricated and the



petitioner has not committed any offence as alleged in the F.I.R. He further submits that in fact he has received Rs. 50,000/- on his account from the account of one Guddu Kumar Jha and the informant is nowhere connected with Guddu Kumar Jha. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 03.06.2023.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner has confessed that he has received Rs. 50,000/- but fairly submits that the petitioner received Rs. 50,000/- not from the informant and he has received Rs. 50,000/- from one Guddu Kumar Jha which was transferred through the account of Guddu Kumar Jha and the amount was account to account transfer.

6. 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 A.C.J.M. VIII, Bhagalpur in connection with Shahkund (Sajour) P.S. Case No. 29 of 2023, subject to 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 antecedents, 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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