

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68355 of 2022

Arising Out of PS. Case No.-125 Year-2022 Thana- PATORI District- Samastipur

Nepali Rai @ Nepali Kumar Son Of Rajbali Ray @ Rajbali Rai R/O Village-
Bashra, P.S.- Patori (O.P. Mohanpur), District- Samastipur (BIHAR)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shankar Kumar, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 11-01-2023 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Patori P.S. Case No. 125 of 2022 lodged under Sections 341,
323, 354(b), 448, 504, 506/34 of the I.P.C. for the offences
Under Section 8 of the POCSO Act and for the offences under
section 37(c) of the Bihar Prohibition and Excise Act, 2018.

It has been mentioned by the learned counsel for the
petitioner that vide order dated 30.08.2022, the bail application
of the petitioner was rejected with direction that he may renew
his prayer for bail after framing of charge.

Learned counsel for the petitioner submits that by way

of supplementary affidavit, he has filed the copy of framing of charge.

Learned counsel for the State opposes the prayer for bail and submits that charge has been framed.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Session Judge - VI - Cum - Special Judge (POSCO Act), Sitamarhi in connection with Patori (Mohanpur O.P.) P.S. Case No. 125 of 2022, subject to the conditions as laid down under Section 437(3) of Cr.P.C. with other following conditions:

A. The petitioner shall support in trial and shall appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall be resulted into cancellation of his bail bond.

B. One of the bailors shall be close relative who shall file affidavit before the court about his relationship with the petitioner.

C. The petitioner shall file an affidavit at the time of

furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his present bail bond.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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