

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12347 of 2024

Arising Out of PS. Case No.-411 Year-2023 Thana- KHAGARIA District- Khagaria

Anil Kumar Yadav S/o Late Lalji Yadav R/o Vill - Nayatola Musapur, P.S. -
Kodha, Dist. - Katihar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ansul, Advocate
For the Opposite Party/s : Mr. Anil Kumar Singh No. 1

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 26-04-2024 Heard Mr. Ansul, learned counsel for the petitioner
and the State,

2. The petitioner is in judicial custody in connection
with Khagaria (Chitragupta Nagar) P.S. Case No. 411 of 2023
for the offence punishable under Sections 392 of the Indian
Penal Code lodged on 20.4.2023 by the informant, Manish
Kumar.

3. As per the prosecution story, the allegation against
the accused persons including this petitioner is that they
snatched cash bag from the informant in which total 1,25,000/-
cash was kept.

4. Learned counsel for the petitioner submits that
earlier he had moved in Cr. Misc. No 52309 of 2023 which
came to be rejected on 19.8.2023 (Annexure-P-1 to the petition).



He further submits that he is ready to diligently appear in the trial and has remained in custody since 21.4.2023 as incorporated in the order of learned Sessions Judge. He also submits that it has been wrongly incorporated in the bail application in para-14 and the said custody date, month and period be ignored.

4. Learned APP opposes the prayer.

5. Taking into account the period of custody and the petitioner has undertaken to diligently appear in trial, this Court is inclined to extend him the privilege of bail with conditions.

6. Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Judicial Magistrate, Khagaria, in connection with Khagaria (Chitragupta Nagar) P.S. Case No. 411 of 2023 subject to the following conditions:

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his



bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark his attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Rajiv Roy, J)

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