

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43258 of 2024

Arising Out of PS. Case No.-148 Year-2023 Thana- DEWARIA District- Muzaffarpur

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Raja Kumar son of Ravindra Paswan Resident of Village- Kolhua,
Paigambarpur, P.S. Ahiyapur, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

4 27-09-2024 Heard Learned Counsel for the petitioner and Learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Dewaria P.S. Case No. 148 of 2023 dated 27.07.2023, lodged
under Section 392 of the Indian Penal Code.

3. Learned Counsel for the petitioner submits that the
bail application of the petitioner has earlier been rejected *vide*
order dated 04.04.2024 passed in Cr. Misc. No. 23288 of 2024
with liberty granted to the petitioner to renew his prayer for bail
after framing of charge. Counsel submits that the charge has
been framed in this case on 16.04.2024. Counsel further submits
that the criminal antecedent of the petitioner is clean and he is in
custody since 08.01.2024.

4. Learned APP for the State opposes the prayer for



bail of the petitioner and submits that on previous occasion, progress report of the trial has been called for and from the said report, it transpires that charge has been framed and case has been fixed for adducing evidence.

5. In the present facts and circumstances of this case, 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 Additional Chief Judicial Magistrate 5th, Muzaffarpur (West) in connection with Dewaria P.S. Case No. 148 of 2023, subject to the conditions as laid down U/s 437(3) Cr.P.C. as well as 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 bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or



promise or threat the witnesses or tamper with the evidence,
failing which the State shall be at liberty to take steps for
cancellation of the bail bonds; and

(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 the bail bonds.

(Dr. Anshuman, J)

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