

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73413 of 2024

Arising Out of PS. Case No.-294 Year-2024 Thana- BAKHARI District- Begusarai

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Gaurav Kumar Son of Manoj Tanti Resident of Village- Tanti Tola, Ismail
Nagar, Ward No. 22, P.S.- Bakhari, Distt.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjit Kumar Thakur, Adv.

For the Opposite Party/s : Mrs.Meena Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 17-10-2024 Heard the parties.

2. The petitioner is in judicial custody in connection with Bakhri P.S. Case No. 294 of 2024 for the offences punishable under Sections 317(2), 317(4), 111(7), 3 (5) of Bhartiya Nyay Sanhita lodged on 23.07.2024 by the informant, Uday Shankar Kumar.

3. As per the prosecution story, the police personnel during evening patrolling was conducting vehicle checking in course whereof, got information about accused with motorcycles present near Government School. As they reached there, three persons present tried to escape but were taken into custody. They informed that they are waiting for this petitioner. As the police reached his place, found a stolen motorcycle from Banaras found in his house. Accordingly, the FIR.



4. Learned counsel for the petitioner that submits that he has no criminal antecedent, he is a student, in good faith purchased the motorcycle and got implicated. However, he undertakes to diligently appear in trial.

5. Learned APP opposes the prayer submitting that the recovery is from his house.

6. Taking into account the submissions put forward by the parties as also the age of the petitioner, he has no criminal antecedent, remained in custody since 24.07.2027 (para-15 of the petition), this Court is inclined to extend him the privilege of bail.

7. Let the petitioner, above named, 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 Chief Judicial Magistrate, Begusarai, in connection with Bakhri P.S. Case No. 294 of 2024 subject to the following conditions:

(i) one of the bailors 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 month for next one year 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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