

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29682 of 2015

Arising Out of PS.Case No. -37 Year- 2013 Thana -BARAULI District- GOPALGANJ

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Buchun Singh @ Sri Bhagwan Singh S/o Shyam Bahadoor Singh @ Kaka
resident of Village:- Paigambarpur, P.S.- Muffasil, District:- Siwan

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Indrajeet Bhushan, Advocate

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 28-07-2015 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 379 of the Indian Penal Code registered in
connection with Barauli P.S. Case No. 37 of 2013.

3. It is submitted that the petitioner has been falsely
implicated and he is not named in the first information report and
there is no recovery of any incriminating material from his
conscious possession. It is further submitted that the stand of the
petitioner is far better footing than Mohrram Mian @ Moharram
who has been granted anticipatory bail by a Coordinate Bench of
this Court in Cr. Misc. No.52126 of 2014.

4. Having regard to the entirety of the facts and
circumstances of the case, in the event of the petitioner's arrest or

surrender before the court below within six weeks from the date of communication of this order, let the above named 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 Chief Judicial Magistrate, Gopalganj, in connection with Barauli P.S. Case No. 37 of 2013, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:-

(i) The petitioner shall cooperate with the investigation and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(ii) The petitioner shall remain physically present on each and every date during trial and in the event of failure on two consecutive dates, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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