

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50763 of 2015

Arising Out of PS.Case No. -118 Year- 2015 Thana -PUPRI District- SITAMARHI

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Anil Kumar Chaudhary @ Anil Kumar son of Nageshwar Chaudhary, r/o
village- Madhubani, P.S.- Bajpatti, District- Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha, Advocate

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 06-11-2015 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 399, 402 of the Indian Penal Code and Sections 25(1b)a and 26 of the Arms Act registered in connection with Pupri P.S. Case No. 118 of 2015.

3. It is submitted that the petitioner has been falsely implicated merely on the extra judicial confessional statement of the apprehended co-accused Rajiv Kumar who happens to be the cousin brother of the petitioner, there being a civil dispute between the two families.

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 S.D.J.M., Pupri at Sitamarhi in connection with Pupri P.S. Case No. 118 of 2015 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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