

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26774 of 2015

Arising Out of PS.Case No. -244 Year- 2012 Thana -SALKHUA District- SAHARSA

Bulbul Kapar @ Kapari

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aditya Prakash Sahay

For the Opposite Party/s : Mr. Anil Kumar Singh 1(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 30-07-2015

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered for the offences punishable under Sections 147, 148, 149, 363, 364 and 302 of the Indian Penal Code and Section 27 of the Arms Act.

It is alleged that 22 FIR named accused persons came variously armed and surrounded Dhara Ray when co-accused Gore Lal Ray shot Dhara Ray and subsequently his body was taken away. It is alleged that accused persons also resorted to fire on the informant and others.

It is submitted by learned counsel for the petitioner that the accusation of firing is not against the petitioner. The petitioner was simply a member of mob and others have been granted bail vide Cr. Misc. Nos. 29554 of 2013, 11007 of 2014, 13668 of 2014 and 42516 of 2014.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Saharsa in connection with Salkhua P.S. Case No. 244 of 2012, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Since the case was instituted in the year 2012 and the petitioner has preferred the anticipatory bail in the year 2015, learned court below will positively cancel the bail bonds of the petitioner if he defaults for two consecutive occasions.

(Dinesh Kumar Singh, J)

Amrendra/-

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