

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 30604 of 2014

Arising Out of PS.Case No. -164 Year- 2012 Thana -RAMGARHAWA District-
EASTCHAMPARAN (MOTIHARI)

=====

Amlesh Tiwari S/o Naina Tiwari Resident of Village- Basti Semara, P.S.-
Palanwa, District-East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Mr. Prem Kumar Jha (App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 14-01-2015 Heard learned counsel for the petitioner and learned
Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in
connection with Ramgarhawa P.S. Case No. 164 of 2012
registered for the offence under Sections 302 and 201 of the Indian
Penal Code, has prayed for grant of anticipatory bail.

It was submitted by learned counsel for the petitioner
that F.I.R. was lodged against unknown and no incriminatory
material was collected to implicate the petitioner, however; only
on suspicion, the petitioner is being made accused. It has further
been submitted that investigation is still continuing against the
petitioner and no charge-sheet has been submitted.

Keeping in view the fact that F.I.R. was lodged

against unknown and investigation is going on, the Court considers it appropriate to extend the privilege of anticipatory bail to the petitioner during the pendency of the investigation.

Accordingly, let the petitioner, namely; Amlesh Tiwari, be enlarged on bail, in the event of his arrest or surrender within a period of four weeks from today, on furnishing bail-bond of **Rs. 10,000/-** (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Raxaul at Motihari, East Champaran, in connection with Ramgarhawa P.S. Case No. 164 of 2012, under the provisions as contemplated under Section 438(2) of the Cr.P.C.

It is made clear that if during investigation, sufficient material is collected and the petitioner is forwarded as an accused in the chargesheet, this order will come to an end and the petitioner will have to make a prayer for regular bail after surrender.

The petition stands allowed.

(Rakesh Kumar, J.)

Anay/-

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