

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.22917 of 2016

Arising Out of PS.Case No. -128 Year- 2015 Thana -LAXMIPUR District- JAMUI

Gorelal Das, Son of Late Nepali Das, Resident of Village - Lawawan
Sunnadaro Tarh, P.S.- Laxmipur, District -Jamui. Petitioner

Versus

The State of Bihar. Opposite Party

Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar, Advocate

For the Opposite Party/s : Mr. Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 26-05-2016

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Laxmipur P.S. Case No. 128 of 2015 registered under
Sections 420, 120-B, 415, 323 and 504 of the Indian Penal Code.

It is submitted by the learned counsel for the
petitioner that even if the entire allegations made in the FIR are
taken to be true, the ingredients of the offence alleged would not
be attracted in the present case in the light of judgment of the
Supreme Court in case of **Murari Lal Gupta Vs. Gopi Singh**
reported in **(2005) 13 SCC 699**.

Learned counsel for the State has opposed the

application for grant of pre-arrest bail to the petitioner.

Regard being had to the nature of allegation as well as the facts and circumstances of the case, in the event of arrest or surrender in the court below within six weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Jamui in connection with Laxmipur P.S. Case No. 128 of 2015 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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