

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38651 of 2016

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

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Sentu Yadav Son of Sipahi Yadav, resident of Village- Raghunathpur,
P.S.- Sahebpur Kamal, District- Begusarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Jyoti Prabhakar, Adv.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 22-09-2016

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

2. The petitioner apprehends his arrest for the
offences alleged under Sections 147, 148, 149, 363 and 364 of the
Indian Penal Code and Section 27 of the Arms Act registered in
connection with Salkhua P.S. Case No. 244 of 2012.

3. It is submitted that the petitioner has been falsely
implicated and there is no accusation whatsoever against the
petitioner of having committed assault. The petitioner merely
happens to be one of the several accused persons named in the
F.I.R. Similarly situated co-accused Bulbul Kapal @ Kapari has
been granted anticipatory bail by this Court in Cr. Misc. No. 26774
of 2015 (Annexure-2).

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, 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., and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) 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.

(iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/BT

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