

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51354 of 2016

Arising Out of PS.Case No. -166 Year- 2016 Thana -FATEHPUR District- GAYA

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Santosh Goswami S/o Suryadeo Goswami Resident of Village- Kamra,
Dunaiya, P.S. Fatehpur, District- Gaya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Ram Priya Saran Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-12-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Fatehpur P.S. Case No. 166 of 2016 for the offences
instituted under Sections 308, 337, 338, 324, 506, 504, 323, 341,
147 and 149 of the Indian Penal Code.

The allegation against the petitioner is that he along
with co-accused Suryadeo Goswami instigated the accused
persons for making assault on the head of Sanjay Kumar
Goswami with an intention to kill him.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. He has falsely been
implicated in the present case. There is no allegation of tampering



of witnesses alleged against the petitioner. There is a case and counter case between the parties. There is admitted enmity between the parties. Both the sides received injury in course of free fight.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Fatehpur P.S. Case No. 166 of 2016 on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-Xth, Gaya, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J.)

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