

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46038 of 2016

Arising Out of PS.Case No. -748 Year- 2015 Thana -NAWADA District- NAWADA

=====

Upendra Sharma, son of Ram Chandra Sharma, resident of village
Pachohiya, P.S. Town Nawadah (O.P. Kadirganj) district Nawadah
..... Petitioner

Versus

The State of Bihar
..... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Birendra Kumar, Adv.
For the Opposite Party : Mr. Zainul Abedin, APP 196

=====

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**
ORAL ORDER

2 22-10-2016 Heard the learned counsels for the petitioner and the
State.

Petitioner is apprehending his arrest in Nawada Town
(Kadirganj) P.S. Case No. 748 of 2015 under Sections 341, 323,
307, 379, 385 and 34 of the Indian Penal Code.

The prosecution case is that co-accused, Awadhesh
Prasad @ Awadhesh Mukhiya, demanded extortion of Rs.10,000/-
from the informant on the eve of Dushehra. When the informant
expressed his inability, then, Awadhesh Prasad pointed pistol on
his head. In the meantime, the informant tried to flee away from
the scene, but, was chased and brutally assaulted and the accused
persons snatched Rs.5500/-, gold chain and ring and threatened
that if Rs.10,000/- will not be paid within two days then the
informant will be killed.

It is submitted by the learned counsel for the
petitioner that the thrust of the allegation is against Awadhesh
Prasad. The petitioner has clean antecedent and the statement in
this regard has been made in paragraph 3 of the petition.

Considering the facts and circumstances, the

petitioner, above named, in the event of his arrest or surrender, within four weeks from the date of receipt of this order, be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Nawada Town (Kadirganj) P.S. Case No. 748 of 2015 to the satisfaction of the Chief Judicial Magistrate, Nawadah, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(Dinesh Kumar Singh, J)

SA/-

U	√	T	√
---	---	---	---