

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38473 of 2016

Arising Out of PS.Case No. -152 Year- 2016 Thana -SAUR BAZAR District- SAHARSA

Mantu Rajak S/o Late Upendra Rajak Resident of Village- Bishanpur,
P.S.- Sour Bazar (Patarghat O.P.), District- Saharsa.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance:

For the Petitioner : Mr. Pawan Kumar, Advocate

For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 17-09-2016 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, 341, 323, 374, 308, 504 and
506 of the Indian Penal Code registered in connection with Sour
Bazar (Patarghat O.P.) P.S. Case No. 152 of 2016.

3. It is submitted that the petitioner has been falsely
implicated and in any event there is a case and counter case
between the parties relating to land dispute in which both sides
have received injuries.

4. Having regard to the entirety of the facts and
circumstances, 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 Sour Bazar (Patarghat O.P.) P.S. Case No. 152 of
2016, 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) That 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) That 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)

Chandran/BT

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