

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38629 of 2016

Arising Out of PS.Case No. -218 Year- 2015 Thana -SHEOHAR District- SHEOHAR

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Sadre Alam Khan @ Sadre Alam S/o Safiullah Khan R/o Village-
Mathurapur, P.S. + District- Sheohar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance:

For the Petitioner : Mr. Dinesh Jha, Advocate

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, 341, 342, 323, 325, 379, 307, 302 and 120(B) of the Indian Penal Code registered in connection with Sheohar P.S. Case No. 218 of 2015.

3. It is submitted that the petitioner has been falsely implicated and in any event the only accusation against the petitioner is of obstructing the two boys who were running away after committing accident and no assault whatsoever has been imputed to the petitioner who claims clean antecedents.

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, Sheohar, in connection with Sheohar P.S. Case No. 218 of 2015, 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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