

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.11554 of 2016**

Arising Out of PS. Case No. -78 Year- 2015 Thana -GURARU District- GAYA

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Shyam Kumar Goswami @ Shyam Goswami @ Shyam Kr. Goswami, S/o  
Jay Gowsami, resident of village- Guraru, P.S.- Guraru, District- Gaya  
..... Petitioner

Versus

The State of Bihar

..... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Krishna Pd. Singh, Sr. Advocate  
Mr. Bhaskar Shankar, Advocate

For the Opposite Party/s : Mr. S. Dayal (App)

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**CORAM: HONOURABLE MR. JUSTICE SAMARENDRA  
PRATAP SINGH**  
**ORAL ORDER**

2      01-04-2016

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in a case under  
Sections 307/188 and other allied Sections of the Indian Penal  
Code and Section 27 of the Arms Act.

Allegation is that a number of persons including the  
petitioner and 22 other F.I.R. named accused persons obstructed  
the police official / police party from taking away the dead body  
of a boy. The accused persons indulged in brick bat and pelting of  
stones, which damaged the public property and also injured some  
of the police personnel.

Learned counsel submits that the allegation is general  
in nature and some of the accused persons, including Jitendra  
Rajak and Shatrughan Prasad @ Shatrughna Prasad, have been

allowed anticipatory bail by this Court vide order dated 14.01.2016 passed in Cr. Misc. No. 57384 of 2015 and order dated 07.01.2016 passed in Cr. Misc. No. 412 of 2016.

Having regard to the facts of the case, in the event of arrest or surrender before the court below within four weeks from today the above named petitioner be released on bail on furnishing bail bond of Rs.5000/- (Five thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate 1<sup>st</sup> Class, Gaya in connection with Guraru P.S. Case no. 78 of 2015 subject to the conditions as laid down under Section 438 (2) Cr.P.C. with further condition that the petitioner will not physically absent for two consecutive dates till three witnesses are examined in trial, failing which his bail bond would be cancelled.

Uday/-

**(Samarendra Pratap Singh, J.)**

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