

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.42246 of 2016

Arising Out of PS.Case No. -391 Year- 2015 Thana -DIGHA District- PATNA

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Yogendra Kumar @ Yogendra Sharma, Son of late Ramgulam Sharma,
resident of Village- Sahbajpur Mahnaiya, P.S. Dalsinghsarai, District-
Samastipur. Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate

For the Opposite Party/s : Mr. Md. Fahimuddin, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

2 05-10-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out
of Digha P.S. Case No. 391 of 2015, disclosing offences under
Sections 147, 149, 323, 379, 504 and 506 of the Indian Penal
Code.

The informant has claimed that he is Secretary of Jai
Prakash Nagar Sahkari Grih Nirman Samity, Patna. He has
implicated 20 persons by naming them and nearly 25 who are not
named. The First Information Report has been lodged nearly eight
days after the date of occurrence. It is alleged against the accused
persons including the petitioner that the informant was kidnapped
and assaulted variously.

Learned counsel appearing on behalf of the petitioner
has submitted that some scuffle had taken place between the

informant and the accused persons because of some civil dispute.

Be that as it may, considering the delay in lodging of the First Information Report, this application is allowed.

Let the petitioner, above-named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Patna in connection with Digha P.S. Case No. 391 of 2015, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

Vats/-c

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