

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2662 of 2017

Arising Out of PS.Case No. -158 Year- 2017 Thana -BAKHTIARPUR District- SAHARSA

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1. Amresh Yadav @ Amresh Kumar Yadav Son of Late Bharat Yaa, R/o
Village- Sakrauli, P.S.- Bakhtiyarpur, District- Saharsa.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Sameer Ranjan

For the Respondent/s : Mr. Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 09-10-2017 The appellant seeks regular bail in connection with

Special Case No. 258 of 2017, arising out of Simri Bakhtiyarpur

P.S. Case No. 158 of 2017, registered for offences punishable

under Sections 341, 323, 504 and 34 of the Indian Penal Code,

and Section 3(1)(V)® of SC/ST (POA) Act.

Allegation against the appellant is of assault to the
informant causing injury to him.

It has been submitted on behalf of the appellant that he
has falsely been implicated in this case and only general and
omnibus allegation of assault has been levelled against him and all
the injuries caused to the informant was found to be simple in
nature except one injury, which is on left leg of the informant. It
has also been submitted that no allegation of abusing the



informant by his caste name has been levelled against the appellant.

Heard learned Special P.P. also.

Having heard both sides, in view of the facts as stated above, this appeal is allowed and impugned order is set aside. Let the appellant above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge-cum-Special Judge, Saharsa, in connection with Special Case No. 258 of 2017, arising out of Simri Bakhtiyarpur P.S. Case No. 158 of 2017, subject to the following conditions:-

- (i) One of the bailors of the appellant shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The appellant will not induce any witness or tamper with the evidence.
- (iii) The appellant shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the



court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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