

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58667 of 2017

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1. Md. Shakil Ahmad @ Bechan S/o Md. Jafar, R/o Village- Bhakua, P.S.-
Khajauli, District- Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Abhay Kumar - 1

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 12-12-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody since 06.11.2016 in
connection with a case registered for the offences punishable
under Sections 302/34 of the Indian Penal Code and Section 27 of
the Arms Act.

Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in this case and the
allegation is that he had assaulted the victim with fists and slaps.
It is further submitted that the main allegation is against one Zafar
who had fired upon Kunal Kumar and at best the petitioner can be
said to have assaulted the victim with fists and slaps and not
beyond.

Considering the fact that the petitioner has no
criminal antecedent and other similarly situated has been extended



the privilege of bail in Cr. Misc. No. 48524 of 2017 vide order dated 13.10.2017, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., IIIrd, Madhubani, in connection with Khajauli P.S. Case No. 206/2016, subject to the following conditions:-

- (1) One of the bailors will be his own relative, namely, father, mother, brother, sister and/or his wife.
- (2) The petitioner shall not indulge himself in any similar offence till conclusion of the trial.
- (3) 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 reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.
- (4) The petitioner shall co-operate with the investigation, if not already concluded, 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.

(Anjana Mishra, J)

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