

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50394 of 2017

Arising Out of PS.Case No. -169 Year- 2017 Thana -AADAPUR District-
EASTCHAMPARAN(MOTIHARI)

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Subhash Prasad Srivastava S/o Jawala Prasad Srivastava, R/v Laxmipur
Pokhriya, P.S. Adapur, Distt. East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-10-2017 Heard the learned counsel for the petitioner and learned
APP for the State.

Earlier the prayer for bail of the petitioner was rejected by
this Court vide order dated 12.09.2017 in Criminal Miscellaneous No.
42370 of 2017 with an observation that petitioner may renew his
prayer of bail after framing of charge or after opinion on injury report.

It has been submitted on behalf of the petitioner that
opinion of injury report is available and doctor has stated that injuries
appear to be simple in nature and he is in custody for more than four
months.

In view of the above facts and circumstances, this
application is disposed of with a direction to the learned court below to
verify the opinion of the injury report and if it is found to be simple in
nature, the petitioner shall 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 Sub-divisional Judicial



Magistrate, Raxaul, East Champaran, Motihari in connection with Adapur P.S. Case No. 169 of 2017 subject to the following conditions:-

(i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.

(ii) The petitioner shall cooperate in the disposal of trial and appear on each and every date in Court and on 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.

(Vinod Kumar Sinha, J)

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