

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18443 of 2017

Arising Out of PS.Case No. -486 Year- 2012 Thana -BEGUSARAI TOWN District- BEGUSARAI

1. Kanhaiya Kumar, son of Hare Krishna Prasad Singh, resident of Village
+P.O.- Meghaul, P.S.- Khodabandpur, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Jagdhar Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 17-05-2017

Heard learned counsel for the Petitioner and the
State.

The Petitioner apprehends his arrest in Begusarai
Town P.S. Case No.486 of 2012 instituted for the offence under
Section(s) 447, 341, 379, 504, 406/34 Indian Penal Code and
Section 138 of the Negotiable Instruments Act.

As per written report, one Ram Sogarath Mahto
took tyre from the Informant on credit and total rupees four lacs
sixty one thousand was due. He issued cheque for the aforesaid
amount. It is alleged against this petitioner that the informant
gave tyre to Ram Sogarath Mahto on the assurance of this
petitioner. There is further allegation against the petitioner that he
gave threat to the informant after bouncing of the cheque by
putting pistol on his head. Besides this, there is no specific



allegation against the petitioner.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Begusarai Town P.S. Case No.486 of 2012, he shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, VI, Begusarai, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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