

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54984 of 2016

Arising Out of PS.Case No. -5 Year- 2016 Thana -PATHAMARI District- KISANGANJ

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1. Bahadur S/o Haji Badruddin Resident of Telibhitta, P.S. Pathamari,
District- Kishanganj.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Sinha

Mr. Diwakar Sinha

For the Opposite Party/s : Mr. Sri Ram Bachan Singh

For opposite party no. 2 : Mr. Vijay Kumar.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 25-01-2017 The petitioner is in custody since 23.09.2016 in connection with Pathamari P.S. Case No. 05 of 2016 (G.R. No. 391 of 2016) registered for offences punishable under Sections 341, 323, 447, 328, 504, 506, 302/34 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that that the petitioner has been falsely implicated in the present case he has nothing to do the said offence and only general and omnibus allegations have been levelled against him for which, he has been languishing in judicial custody since 23.09.2016.

Heard learned A.P.P. for the State and learned counsel appearing on behalf of the informant. They could also not controvert this fact that save and except general and omnibus allegation, there is nothing against this petitioner.

Considering the aforementioned facts and circumstances, the period of custody and also that the petitioner has no criminal antecedent, let the petitioner 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 Chief Judicial Magistrate, Kishanganj, in connection with Pathamari P.S. Case No. 05 of 2016(G.R. No. 391 of 2016) 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 will not induce any witness or tamper with the evidence.
- (iii) The petitioner 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.

(Vinod Kumar Sinha, J)

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