

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.27163 of 2017

Arising Out of PS.Case No. -9 Year- 2017 Thana -AMBA District- AURANGABAD

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1. Naresh Parjapati Son of Dhaneshwar Prajapati, Resident of Village-
Narhar Amba, P.S.- Chandaut Ghongra, P.S.- Amba, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dronacharya

For the Opposite Party/s : Ms. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

2 01-07-2017 Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Amba Police Station Case No. 09 of 2017,
disclosing offences under Sections 147, 148, 149, 341, 323,
307, 302, 504 and 506 of the Indian Penal Code.

Learned Counsel for the petitioner, referring to
the First Information Report, has submitted that as per the
case of the prosecution, the deceased had already died
before the petitioner had reached the place of occurrence.
The allegation is that after the informant raised cry for
help, so many persons rushed including this petitioner,
whereafter he assaulted the informant.



Considering the submission that there is no specific overt act alleged against the petitioner, leading to the death of the deceased, this application is allowed.

Let the petitioner, Naresh Parjapati, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad, in connection with Amba Police Station Case No. 09 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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