

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37954 of 2017

Arising Out of PS.Case No. -201 Year- 2015 Thana -KHARIK District- BHAGALPUR

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Shrawan Mandal, Son of Late Tarani Mandal, Resident of Village-
Bhawanpura Railway Station Kharik, Police Station-Kharik, District-
Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Pandey, Adv.

For the Opposite Party/s : Sri Satyendra Narayan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 16-08-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Kharik P.S. Case No. 201 of 2015 registered for the
offence(s) punishable under section(s) 353, 323, 224, 225/34 of
the Indian Penal Code.

The informant has alleged that on 22.10.2015, he
apprehended accused, Gayanand Yadav. While he was preparing
memo of arrest, this petitioner along with 3 others named in the
FIR and 15-20 unknown, started altercation from the informant
and freed the apprehended accused, Gayanand Yadav from the
police custody.

Learned counsel for the petitioner submits that on the



occasion of immersion of idol, large number of people had assembled. There is nothing specific against this petitioner and he has been named merely on suspension and there is no criminal antecedent against him and so, he deserves anticipatory bail.

Learned Additional Public Prosecutor on the other hand opposed the submission.

Considering the facts and circumstances, as stated above, this application is allowed.

Let the petitioner, above named, in the event of arrest or surrender before the court below within a period of 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 Additional Chief Judicial Magistrate-II, Naugachia, Bhagalpur in connection with Kharik P.S. Case No. 201 of 2015, subject to the condition as laid down under Section 438 (2) of the Criminal Procedure Code.

(Sanjay Kumar, J)

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