

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39724 of 2017

Arising Out of PS.Case No. -129 Year- 2016 Thana -BHARGAWAN District- ARRARIA

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Laddu @ Latu, S/o- Mustakim, Resident of Village- Akarthapa, P.S.
Bhargama, District- Araria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Md. Naushad Uzzoha, Advocate

For the Opposite Party/s : Dr. Rabindra Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 30-08-2017 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in Bhargama P.S.

Case No. 129 of 2016 instituted for the offence under Sections
447, 341, 323, 307, 504, 414 of the Indian Penal Code and
Sections 25(1-b) and 35 of the Arms Act.

It has been submitted that name of this petitioner has
been disclosed by co-accused Md. Akram who is alleged to have
taken out the pistol from his waist and gave threat to the
informant. As such, the petitioner is neither named in the written
report nor there is any recovery of incriminating article from his
possession.

It is mentioned in paragraph-3 of the bail petition that
petitioner has no criminal antecedent.



Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with Bhargama P.S. Case No. 129 of 2016, he shall be released on anticipatory 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, Araria, 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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