

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42697 of 2017

Arising Out of PS.Case No. -89 Year- 2016 Thana -DERNI District- SARAN

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1. Jai Prakash Tiwary S/o Late Ram Sakal Tiwary, Resident of Village-Khajauta, P.S.- Darni, District- Saran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar Singh, Adv.

For the Opposite Party/s : Mr. Sri Abhay Kumar Roy, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 21-09-2017

Heard learned counsel for the petitioner

and learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 341, 323, 324, 427, 436, 34 of the Indian Penal Code (G.R.No.5544 of 2016).

There is bonafide land dispute between the parties. The accused side were also purchaser of the said land. Allegation is that on the disputed land there was hut of the informant which was set ablazed by the petitioner. Further allegation is of commission of assault.

Learned counsel for the informant opposed the prayer of bail.

Considering the background of allegation



and general and omnibus nature of allegation, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate VII, Chapra /successor Court in connection with Derni P.S.Case No.89 of 2016 , subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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