

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52895 of 2017

Arising Out of PS.Case No. -167 Year- 2017 Thana -DESARI District- VAISHALI(HAJIPUR)

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Chandan Paswan @ Chandan Kumar son of Nand Lal Paswan, resident of village- Sultanpur, P.S. Desri, Vaishali.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Manoj Kumar Singh, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 17-11-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner apprehends his arrest in Desri (Sahdei
O.P.) P.S. Case No.167 of 2017 for the offence under Section
393of the I.P.C.

As per written report there is allegation that while
the informant was returning to his home from Hind Chimney
one motor cycle stopped his vehicle and pillion driver pointed
out his revolver on him and wanted to snatch the key of motor
cycle but somehow he escaped from there and informed the
villagers who caught one of the miscreants Monu Kumar along
with the motor cycle who disclosed that the said motor cycle



belongs to petitioner who happens to be brother-in-law of Monu Kumar.

Counsel for the petitioner has submitted that he has no criminal antecedent. There is no allegation of any overt act against the petitioner.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of A.C.J.M. II, Vaishali at Hajipur, in Desri (Sahdei O.P.) P.S. Case No.167/17 subject to the conditions as laid down under Section 438 (2) of 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.

AnilKrSinha/-

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(Sanjay Priya, J)

