

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58807 of 2017

Arising Out of PS.Case No. -77 Year- 2017 Thana -BELSAND District- SITAMARHI

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1. Raj Mangal Rai, son of Ram Ayodhya Rai, resident of Village- Hasaul,
P.S.- Belsand, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar, Advocate

For the Opposite Party/s : Mr. Binod Kumar 3, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 12-12-2017

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Belsand P.S.**

Case No.77 of 2017 instituted for the offence under Section(s)

147, 148, 149, 341, 323, 504, 224, 225, 332, 333, 353 Indian

Penal Code.

In the written report, it is alleged that on the date of occurrence police got confidential information that some persons have assembled near *Marar* Bridge. The police conducted raid and apprehended two persons, namely, Raghav Rai and Rakesh Kumar Gupta and fire arms were recovered from their possession. It is further alleged that when seizure list was being prepared, this petitioner and other accused persons arrived and



caused obstruction in discharge of his official duty.

Counsel for the petitioner has submitted that this petitioner has been implicated in this case because he is father of Raghav Rai. Counsel for the petitioner has further submitted that there is no allegation of any specific overt act against this petitioner.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with **Belsand P.S. Case No.77 of 2017**, he shall be released on anticipatory bail on furnishing bail bond of `10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **I/c Chief Judicial Magistrate, Sitamarhi**, 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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