

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1786 of 2017

Arising Out of PS.Case No. -179 Year- 2016 Thana -BAJPATTI District- SITAMARHI

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1. Rakesh Gupta, son of Late Shivji Sah, resident of Village- Patdaura, P.S.-
Bajpatti, District- Sitamarhi.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Vaidehi Raman Prasad Singh

For the Respondent/s : Mr. Sri Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 01-07-2017 The appellant seeks regular bail in connection with

Bajpatti P.S.Case No.179 of 2016, registered for offences

punishable under Section 147, 149, 341, 323, 324, 307, 326, 504

& 506 of the Indian Penal Code and Section 3(i)(x) of SC/ST

(POA) Act.

Submissions of the learned counsel for the appellant is

that there is allegation of assaulting by '*Farsa*' against this

appellant on the informant, however, the injury was found to be

simple in nature, which he has stated that on oath in para 7 of the

petition and the another co-accused having similar allegation has

already been granted bail by this Court, vide order dated 17.4.2017

passed in Cr. Appeal (SJ) No.680 of 2017 and the appellant is in

custody since 29.3.2017.

Heard learned Special P.P.

Having heard both sides, in view of the above facts and

circumstances, this appeal is allowed.



Let the appellant above named, be released on bail on furnishing bail bonds of Rs.25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Spl. Judge (S.C./S.T.) Act, Sitamarhi in connection with Bajpatti P.S.Case No.179 of 2016, after setting aside order dated 30.5.2017 passed by the learned Spl. Judge (S.C./S.T.) Act, Sitamarhi in connection with Bajpatti P.S.Case No.179 of 2016, subject to the following conditions:-

One of the bailors of the appellant shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.

(i) The appellant will not induce any witness or tamper with the evidence.

(ii) The appellant will not induce any witness or tamper with the evidence.

(iii) The appellant shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution will be free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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