

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2854 of 2017

Arising Out of PS.Case No. -289 Year- 2015 Thana -MASAURHI District- PATNA

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Dilip Tiwari @ Dilip Pandey, Son of Ravindra Tiwari, R/o Village-Baliyari, P.O.- Poawan, P.S.- Masaurhi, District- Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Mukund Kumar, Advocate

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-02-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Masaurhi P.S.Case No. 289 of 2015 registered for the offences punishable under Sections 307/34 of the Indian Penal Code and 27 of the Arms Act.

It has been submitted on behalf of the petitioner that though there is omnibus allegation that petitioner along with co-accused fired but there is no injury in this case and the petitioner is in custody for one year. It has further been submitted that actually the petitioner has been implicated due to previous enmity and due to that he has also been implicated in two other cases. It is further submitted that petitioner will abide by the conditions as may be imposed by this Court if the petitioner is granted bail.

Heard learned APP also.

Having heard both sides and considering the facts



stated above, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Masaurhi, Patna, in connection with Masaurhi P.S.Case No. 289 of 2015, subject to the conditions that :-

(i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.

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

(iii) The petitioner 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 reason, the prosecution is free to move the cancellation of his bail.

(Vinod Kumar Sinha, J)

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