

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.31348 of 2017**

Arising Out of PS.Case No. -13 Year- 2017 Thana -BUXAR RAIL P.S. District- BHOJPUR

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Daya Shankar Pandey Son of Dasarath Nath Pandey , Resident of  
Village- Chakki, P.S.- Brahmpur, District- at present Resident of  
Mohalla- Vaishnwi Nagar (Ara), P.S.- Ara Nawada , District- Bhojpur.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rajani Ranjan Pd. Singh, Advocate

For the Opposite Party/s : Mr. APP

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**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**

ORAL ORDER

3      11-08-2017      Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner is in custody since 21.04.2017 in connection with Buxar Rail P.S. Case No. 13 of 2017 for the alleged offences under Sections 3 and 4 of the Explosives Substance Act.

3. It is submitted that the petitioner has been falsely implicated and the FIR is against unknown persons. Similarly situated co-accused Jai Prakash Paswan @ Jai Prakash Kumar @ Subash Paswan(Kumar) @ Rakesh Choudhary @Navin Singh has been granted anticipatory bail and c-accused Manoj Kumar Singh has been granted bail by this Court in Cr. Misc. No. 30609 of 2017 and Cr. Misc. No. 33626 of 2017, respectively. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Judicial Magistrate Rail, Ara in connection with Buxar



Rail P.S. Case No. 13 of 2017 on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

Chandran/BT

**(Vikash Jain, J)**

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