

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19013 of 2017

Arising Out of PS.Case No. -100 Year- 2016 Thana -NATIONAL HIGHWAY District-
SAMASTIPUR

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1. Pankaj Kumar, son of Ramdeo Sah, resident of village-Madhodeeh, P.S.
Ujiarpur, District- Samastipur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Anita Kumari Singh, Advocate

For the Opposite Party/s : Mr. Ataur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 18-05-2017

Heard learned counsel for the Petitioner and the
State.

The Petitioner apprehends his arrest in N H Bangra
P.S. Case No.100 of 2016 instituted for the offence under
Section(s) 115, 120-B, 414 Indian Penal Code.

It has been submitted on behalf of the petitioner that
he is serving in Army, which is also apparent from Annexure-2.

Allegation in the written report is that the petitioner
has conspired with *Ex-Mukhiya* and *Sarpanch* of the *Panchayat*
by giving *supari* to the killer.

In this manner, mere vague allegation has been
made against the petitioner.

As per Annexure-2, petitioner was serving in Army
since 26th June, 2015.



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 N H Bangra P.S. Case No.100 of 2016, 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 ACJM, Vth, Samastipur, 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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