

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29178 of 2017

Arising Out of PS.Case No. -117 Year- 2017 Thana -AURANGABAD TOWN District-
AURANGABAD

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Sonu Kumar, Son of Baijnath Prasad @ Baijnath Saw, resident of Village-
Mini Bigha, Bhranashatan Tikari Road, Ward No- 13, P.S.- Aurangabad
(Town), District- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha, Advocate.

For the Opposite Party/s : Smt. Sucheta Yadav, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 02-08-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in Aurangabad
(Town) P.S. Case No. 117 of 2017 instituted for the offence under
Sections 341, 323, 325, 307, 379/34 of the Indian Penal Code.

It has been submitted that the instant case has been
filed just as a counter blast of the case filed by the petitioner on
the same day vide Aurangabad (Town) P.S. Case No. 116 of 2017
for the offence under Section 307 of the Indian Penal Code and
other allied Sections in which the family members of the
petitioner was badly assaulted by the family of the informant.

In the instant case there is allegation that petitioner
along with two other named accused persons assaulted the



informant with *lathi* and iron rod and they snatched golden chain of the informant.

The injury report of the informant Dhiraj Kumar is enclosed as Annexure-3 wherein the Doctor has found two injuries. Injury No. 1 is simple in nature and with regard to injury No. 2, the opinion was kept reserved. The injury has been sustained by petitioner's side also

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with Aurangabad (Town) P.S. Case No. 117 of 2017, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad, 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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