

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41304 of 2017

Arising Out of PS.Case No. -43 Year- 2016 Thana -AMARPUR District- BANKA

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Basir Alam Nadaf @ Basir, son of late Semful Nadaf, resident of village -
Bhikhanpur, P.S. Amarpur, District - Banka.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Nandad Prasad, Advocate.

For the Opposite Party/s : Mr. Parmanand Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

- 2 08-09-2017 Heard learned counsel for the petitioner and the State.
- The petitioner apprehends his arrest in Amarpur P.S.
- Case No. 43 of 2016 instituted for the offence under Sections 302,
201 and 120(B) of the Indian Penal Code.
- Learned counsel for the petitioner has submitted that
mere suspicion has been raised against this petitioner. It is alleged
that one dead body was found which was identified to be the dead
body of son of this informant. There is no any allegation of overt
act against the petitioner in the written report.
- 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 Amarpur P.S. Case No. 43



of 2016, 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, Banka, 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.

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(Sanjay Priya, J)

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