

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58058 of 2017

Arising Out of PS.Case No. -19 Year- 2005 Thana -ADHAURA District- BHABHUA (KAIMUR)

1. Ram Dular Singh, son of late Chilar Singh, resident of Village- Amhara,
P.S.- Audhaura, District- Kaimur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Nandan Sahay, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 19-12-2017

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Audhaura P.S.**

Case No.19 of 2005 instituted for the offence under Section(s)
302/34 Indian Penal Code.

It has been submitted that police after investigation has submitted Final Form against the petitioner, but cognizance has been taken by the court below against the petitioner also. There is no allegation of any specific overt act against this petitioner although he is named in the First Information Report. It has further been submitted that the petitioner has clean antecedents.

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 **Audhaura P.S. Case No.19 of 2005**, 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 **Chief Judicial Magistrate, Kaimur at Bhabhua**, 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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