

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55580 of 2017

Arising Out of PS.Case No. -42 Year- 2017 Thana -AGIAUN District- BHOJPUR

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1. Kamlesh Yadav S/o Shesh Nath Yadav, R/o Village- Lasadhi, P.S.-
Agiaon (G), District- Bhojpur at Ara (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. Sri Tarun Prasad Mandal

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 23-11-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Agion (G) P.S. Case No.
42 of 2017 instituted for the offence under Section-307 & other minor
Sections of the Indian Penal Code and 27 of the Arms Act.

It has been submitted on behalf of the petitioner that there is
allegation against the petitioner that he fired and his firing passed after
injuring his chin.

The learned Sessions Judge has mentioned in the impugned
order that the doctor has found simple injury on the chin of the
informant, caused by hard and blunt substance. Learned Sessions Judge
has also mentioned in the impugned order that there is case and counter
case between the parties. In paragraph-3 of the petition, it has been
mentioned that the petitioner has no criminal antecedent.

In such circumstances, prayer for anticipatory bail is



allowed and it is ordered that the petitioner named above in the event of his arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Agion (G) P.S. Case No. 42 of 2017 to the satisfaction of learned Additional Chief Judicial Magistrate-VII, Bhojpur at Ara subject to condition as laid down u/S 438(2) of the 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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