

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1618 of 2017

Arising Out of PS.Case No. -36 Year- 2017 Thana -KHIJARSARAI District- GAYA

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1. Vijay Prasad Son of Late Nathun Mahto, resident of Village- Baliyari,
Police Station- Khizersarai, District- Gaya.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Rabindra Kumar Priyadarshi

For the Respondent/s : Mr. Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 26-07-2017 The appellant seeks regular bail in connection with

Khizersarai P.S. Case No. 36 of 2017, registered for offences

punishable under Sections 341, 323, 504, 509, 506, 307/34 of the

Indian Penal Code and Section 3(i)(r)(s) of SC/ST (POA) Act.

Allegation against the appellant and other co-accused
person is of assault to the informant by means of lathi and danda.

It has been submitted on behalf of the appellant that he
has falsely been implicated in this case. Moreover, the injuries
caused to the person of informant was found to be simple in nature
and he has been in judicial custody since 17.04.2017.

Heard learned Special P.P. also.

Having heard both sides, considering the facts and
circumstances of the case and submission of learned counsel for



the appellant, the Special Court is directed to verify the submission of learned counsel for the appellant that injuries was found to be simple in nature and if it is so, he shall release the appellant on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five thousand) with two sureties of the like amount each to the satisfaction of learned Court of Special Judge, SC/ST, Gaya, in connection with Khizersarai P.S. Case No. 36 of 2017, subject to the following conditions:-

- (i) One of the bailors of the appellant shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The appellant will not induce any witness or tamper with the evidence.
- (iii) The appellant shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bonds.



With the above observation, this application is disposed
of.

(Vinod Kumar Sinha, J)

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