IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16971 of 2017

Arising Out of PS.Case No. -293 Year- 2016 Thana -KANTI THARMAL POWER District- MUZAFFARPUR

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1. Md. Tanveer Son of Md. Nathu Resident of Village Madhopur Machiya, P.S. - Kanti, District - Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Md. Anjum Akhter
For the Opposite Party/s : Mr. Sir Pawan Kumar Chaurasiya

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

2 15-05-2017 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in Kanti P.S. Case No. 293 of 2016 instituted for the offence under Section-307 & other minor sections of the Indian Penal Code.

As per written report, on account of land dispute, an altercation took place. There is allegation against this petitioner that he assaulted the husband of the informant with sword on the head. The injury report has been annexed as Annexure-2 to this petition wherein the doctor has found lacerated wound on the head of the informant of size 1'x1/4'x1/4'. The opinion was kept reserved. There is no repetition of blow.

In such circumstances, prayer for anticipatory bail is allowed it is ordered that the petitioner named above, in the event

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of his arrest or surrender in the court below within four 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 Kanti P.S. Case No. 293 of 2016 to the satisfaction of learned Sub Divisional Judicial Magistrate, Muzaffarpur 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 petitioners 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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