

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40242 of 2017

Arising Out of PS.Case No. -520 Year- 2016 Thana -SAUR BAZAR District- SAHARSA

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1. SHIV PUJAN YADAV @ SHIV PUJAN KUMAR, S/o Laxman Yadav,
R/o Village- Sahuria East, P.S.- Sour Bazar, District- Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amarnath Jha

For the Opposite Party/s : Mr. Sri Rajendra Singh Shastriji

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 21-09-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Sour Bazar P.S. Case No. 520 of 2016 instituted for the offence under Sections-379, 427, 386 & other minor Sections & other minor Sections of the Indian Penal Code and 27 of the Arms Act.

As per allegation in the written report, co-accused Punit Yadav assaulted the informant with Dabiya on his head. There is allegation against this petitioner of firing from country-made Katta which passed through side of the informant.

From the written report itself, it appears that no injury has been caused to the informant.

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 Sour Bazar P.S. Case No. 520 of 2016 to the satisfaction of learned Chief Judicial Magistrate, Saharsa 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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