

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39378 of 2017

Arising Out of PS.Case No. -136 Year- 2017 Thana -MARHAURA District- SARAN

=====

Shivji Singh @ Shivji Thakur, Son of Late Jagarnath Thakur, Resident of
Village- Nethua, P.S.- Marhowrah, District- Saran at Chapra.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Anita Kumari, Advocate

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan, APP

=====

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 28-08-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner apprehends his arrest in connection with
Marhowrah P.S Case No. 136 of 2017 instituted for the offence
under Section(s) 302, 307, 120(B)/34 of the Indian Penal Code
and 27 of the Arms Act.

Allegation in the written report against the
petitioner is that he along with others has conspired to commit
this occurrence with a view to kill the wife of the informant who
was Chairman of the Saran District Board.

It has been submitted on behalf of the petitioner that
there is no allegation of firing against this petitioner who is aged
about 75 years. It is further submitted that the only allegation



levelled against him is that he along with others have conspired to commit this occurrence. From perusal of the written report it appears that specific allegation of firing is against the co- accused Sanjay Singh@ Tunna Thakur, Santosh Kumar Singh @ Lalu Thakur and Lal Mohan Singh, Jitendra Kumar Singh, Chandan Kumar Singh and Rajesh Kumar Singh.

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 Marhowrah P.S.Case No. 136 of 2017, he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st class, Saran at Chapra, 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)

N.K/-

U		T	
---	--	---	--

