

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36301 of 2017

Arising Out of PS.Case No. -1 Year- 2016 Thana -BHOJPUR GRP CASE District- BHOJPUR

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1. Dipu Singh @ Bhola Singh @ Dipu Kumar Singh, son of Tuntun Singh,
resident of Village - Baheero, P.S. - Ara Nawada, District - Bhojpur

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. Indra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3/ 25-08-2017

Heard learned counsel for the Petitioner and the
learned APP for State.

Petitioner apprehends his arrest in Buxar Rail P.S.
Case No.01 of 2016 instituted for the offence under Section(s)
399, 402, 414 Indian Penal Code and Sections 25(1-b)a, 26, 35 of
the Arms Act.

It has been submitted that the petitioner has clean
antecedents. His name has been taken by two persons, who were
apprehended by the police, and fire arms were alleged to have
been recovered from their possession.

From the written report itself, it appears that the
petitioner was not arrested at the spot. Nothing incriminating has
been recovered from his possession. His name has been taken by
two persons, who were apprehended by the police with fire arms.



It is mentioned in para 3 that the petitioner has clean antecedents.

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 Buxar Rail P.S. Case No.01 of 2016, he shall be released on anticipatory bail on furnishing bail bond of `10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Railway, Ara, Bhojpur, 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)

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