

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55527 of 2017

Arising Out of PS.Case No. -178 Year- 2017 Thana -AADAPUR District-
EASTCHAMPARAN(MOTIHARI)

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Ashik Ahmad, Son of Mehendi Mian, Resident of Village- Murtiya, P.S.-
Adampur, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate.

For the Opposite Party/s : Mr. Dilip Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 22-11-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Adapur P.S.**

Case No. 178 of 2017 instituted for the offence under Sections
341, 323, 324 and 353/34 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that
in the written report it is alleged that two persons were attempting
to take 40 she buffalo from India Border to Nepal. The informant
told them to stop but they started running away and one of them
attempted to assault the informant. The informant alleged to have
identified one of them as Ashik Ahmad (petitioner) whereas
another miscreant became successful in taking 30 she buffalo.

As such, from the impugned order itself it appears that
there is general and omnibus allegation against this petitioner.



Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Adapur P.S. Case No. 178 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 learned **Sub Divisional Judicial Magistrate, Raxaul, Motihari, East Champaran**, 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.

S.Ali/-

(Sanjay Priya, J)

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