

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55530 of 2017

Arising Out of PS.Case No. -27 Year- 2016 Thana -BARHARA District- PURNIA

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1. Natwar Kumar Jha @ Raghaw Jha @ Raghaw Kumar Jha, Son of Sri Pulendra Jha, Resident of Village- Sukhsena, P.S.- Barhara, District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand

For the Opposite Party/s : Mr. Sri Satya Nand Shukla

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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 arrest in Barhara P.S. Case No. 27 of 2016 instituted for the offence under Sections-364, 366-A, 511 & 34 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that he has falsely been implicated in this case due to land dispute. In fact, no kidnapping has taken place.

In the written report, there is allegation that while the grand daughter of the informant was going for tuition, this petitioner along with three friends attempted to kidnap her grand daughter by Bolero car. She raised hulla, then villagers arrived and she was saved. As such, from the written report itself, it is apparent that no kidnapping of granddaughter of the informant has taken place. In paragraph-3 of the petition, it has been mentioned that the petitioner has no criminal



antecedent.

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 in Barhara P.S. Case No. 27 of 2016 to the satisfaction of learned Additional Chief Judicial Magistrate-I, Purnea 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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