

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2259 of 2018

Arising Out of PS.Case No. -323 Year- 2017 Thana -JAMUI(Town) District- JAMUI

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Md. Azad son of Nazam @ Md. Nijam resident of Thana Chowk (Pathan Chowk), P.S. and District Jamui.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar, Adv

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 17-01-2018 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner is in custody since 03.10.2017 in connection with Jamui (Town) P.S. Case No. 323 of 2017 for the alleged offences under Sections 147, 148, 149, 332, 337, 338, 307, 435, 353, 188, 153(A)(I) (a) (b) (c), 153A(2), 295, 332, 120(B) of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely implicated in connection with obstruction of a religious procession alleged against 59 FIR named including the petitioner and 300-400 unknown persons. It is submitted that the petitioner has been implicated merely on suspicion and the allegations against him are general and omnibus. Similarly situated co-accused Sonu Keshri has been granted bail by this Court in Cr. Misc. No. 59966 of 2017. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten



thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Jamui in connection with Jamui (Town) P.S. Case No. 323 of 2017 on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Chandran/BT

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