

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36769 of 2018

Arising Out of PS. Case No.-163 Year-2013 Thana- KEOTI District- Darbhanga

Md. Sofi @ Safi @ Sofi S/o Sikandar Residence of Vill/Mohalla- Banbari Patti, P.S. Keoti, Distt.- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kedar Jha

For the Opposite Party/s : Mr.Nawal Kishore Prasad. APP,

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 11-07-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in Keoti P.S. Case No. 163 of 2013 instituted for the offence under Section(s)147, 148, 149, 341, 323, 324, 307, 504, 379 and 447 of the Indian Penal Code.

It is submitted that there is case and counter case between the parties. Petitioner has filed the counter case vide Keoti P.S. Case No. 164 of 2013 against the informant and others. The instant case has been filed as counter blast of the aforesaid case. In the counter case petitioner has also sustained injuries. In the instant case, it is alleged against this petitioner that he assaulted the Bhagina of the informant namely Sahabuddin with iron rod on the head. The injury report is available in the case diary.



Learned counsel submits that injuries are found to be simple in nature.

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 Keoti P.S. Case No. 163 of 2013, 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 CJM, Darbhanga, 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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